



Journal of the Senate

Number 7

Wednesday, April 23, 1980

The Senate was called to order by Senator McKnight at 8:30 a.m. for the purpose of conducting the order of business of introduction and reference of resolutions, memorials, bills and joint resolutions pursuant to Rule 4.3. Senator McClain represented the Committee on Rules and Calendar and the Minority Party.

INTRODUCTION

By Senators Vogt, W. D. Childers, Steinberg, Carlucci, Dunn, Holloway, Gordon, Jenne, Frank, Stuart, MacKay, Hair, Chamberlin and Don Childers—

SB 765—A bill to be entitled An act relating to the sale of fuels; amending s. 526.111, Florida Statutes; prohibiting the sale of gasoline, diesel fuel, or gasohol at a service station unless the price of such fuel is conspicuously displayed; prohibiting the sale of such fuel at a service station unless the octane rating of such fuel is conspicuously displayed on the dispensing pump; providing a penalty; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senator Johnston—

SB 766—A bill to be entitled An act relating to abuse of individuals suffering from the infirmities of aging; amending s. 827.09, Florida Statutes, relating to abuse of disabled persons; specifically including in said section individuals suffering from the infirmities of aging; providing for application of provisions relating to reports of abuse, responsibilities of public agencies, transmittal of records, immunity, privileges, and penalties; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senator Fechtel—

SB 767—A bill to be entitled An act providing for the use of interpreters for the deaf; providing an intent to insure interpreter services for Florida's deaf citizens; providing for the use of interpreters for the deaf in administrative and judicial proceedings and in sessions of a grand jury; providing for notice of need and proof of disability; providing protections for deaf persons arrested for criminal violations; providing sources for requests for interpreters; providing for the taking of an oath; providing for compensation; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations; Economic, Community and Consumer Affairs; and Ways and Means.

By Senator Vogt—

SB 768—A bill to be entitled An act relating to public health manpower and education; creating the School of Public Health and Health Manpower Study Commission; providing membership of the commission; requiring the commission to study public health manpower and education needs and to formulate recommendations relative thereto; authorizing the use of Board of Regents' staff; providing for a report on or before January 30, 1981; providing an appropriation; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services, Rules and Calendar and Ways and Means.

By Senators Peterson, Lewis, Maxwell, Don Childers, MacKay, Frank, Jenne and Scott—

SB 769—A bill to be entitled An act relating to education; creating s. 236.255, Florida Statutes; authorizing school boards to levy specified additional millage for limited purposes; amending s. 235.435(1)(l), (2)(a), (c), Florida Statutes; providing criteria for determining allocations from the Public Education Capital Outlay and Debt Service Trust Fund; amending s. 236.081(1)(d),(e), (6), Florida Statutes; providing for cost differentials; deleting authorization of the Department of Education to increase the base student allocation under certain circumstances; deleting minimum net annual state allocation guarantees; amending s. 237.071(3), Florida Statutes; correcting a cross-reference; amending s. 237.091(1), Florida Statutes; deleting reference to approval of school board budgets by the Department of Education; amending s. 237.101, Florida Statutes; deleting requirement that the department be made a party to lawsuits seeking changes in such budgets; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senator Gorman—

SB 770—A bill to be entitled An act relating to motor vehicle noise; amending s. 403.415(4)(a), Florida Statutes; providing operating noise level limits and compliance dates for certain motor vehicles; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Senator Johnston—

SB 771—A bill to be entitled An act relating to public employee strikes; adding a subsection to s. 447.507, Florida Statutes, providing for the forfeiture of public retirement system rights and benefits by public employees who are found to have violated the prohibition against strikes; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee E and the Committee on Ways and Means.

By Senator Vogt—

SB 772—A bill to be entitled An act relating to publicly owned buildings; amending s. 255.25(4), Florida Statutes; providing for lease of space in publicly owned buildings by state agencies; directing state agencies to cooperate with local governmental units by using suitable existing publicly owned facilities; authorizing uses for unexpended funds appropriated for lease payments; creating the Public Facilities Conversion Revolving Trust Fund; providing for transfer of appropriations for renovating publicly owned buildings to the fund; providing for use of funds by agencies; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Ways and Means.

By Senator Johnston—

SB 773—A bill to be entitled An act relating to health and rehabilitative services; providing intent; amending s. 316.193 (5), Florida Statutes, providing that all programs and treatment for persons convicted of driving while under the influence shall be under the control of the Department of Health and Rehabilitative Services; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services and Ways and Means.

By Senator Poole—

SB 774—A bill to be entitled An act relating to insurance; creating part VIII of chapter 626, Florida Statutes; requiring insurance agents and adjusters as defined in the insurance code to meet specified continuing education requirements; exempting certain types of licensees from such requirements; providing for approved courses of instruction; providing penalties for noncompliance; providing for rulemaking authority; providing for conditional repeal; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce, Governmental Operations and Ways and Means.

By Senator Thomas—

SB 775—A bill to be entitled An act relating to economic development tax incentive credits; adding subsection (6) to s. 220.02, Florida Statutes, and adding paragraphs (o), (p), and (q) to s. 220.03(1), Florida Statutes, 1978 Supplement, as amended; providing legislative intent and definitions; creating s. 220.18, Florida Statutes; providing for an economic development tax incentive credit to be allowed against the tax imposed under the corporate income tax to businesses which establish a new business or expand an existing business; providing for computation of the credit based on ad valorem taxes paid; providing a limitation; creating s. 193.084, Florida Statutes; providing for notice of new or expanded property to be filed with the property appraiser; adding subsection (5) to s. 193.085, Florida Statutes, 1978 Supplement, as amended, and subsection (4) to s. 195.073, Florida Statutes, as amended; providing for classification and listing of new and expansion-related property; providing duties of Department of Revenue and property appraisers; adding a new subsection (4) to s. 195.097, Florida Statutes, providing for department review of assessment rolls; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Ways and Means.

By Senators Johnston and Chamberlin—

SB 776—A bill to be entitled An act relating to comprehensive health education; amending s. 233.067(3) and (4)(b), Florida Statutes; adding parenting to the definition of comprehensive health education; specifying certain components for inclusion in the parenting education programs; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

By Senator Thomas—

SB 777—A bill to be entitled An act relating to tax on sales, use and other transactions; adding paragraph (c) to s. 212.08 (5), Florida Statutes; providing an exemption from said tax for equipment and machinery used for pollution control; providing conditions and procedures; repealing s. 212.051, Florida Statutes, which specifies that said tax shall be applicable to such equipment and machinery; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Ways and Means.

By Senator Hill—

SB 778—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.13(2)(b), Florida Statutes, providing an order of preference in the awarding of child custody; providing that there shall be a presumption that joint custody is in the best interest of a minor child; providing a definition; providing for modification of an order for joint custody under certain circumstances; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

By Senator Johnston—

SB 779—A bill to be entitled An act relating to wage deductions for state officers and employees for purchase of United States Securities; amending s. 215.28(3), Florida Statutes; providing that interest earned from moneys deposited into the

savings trust account and fees paid to the state for administering the state savings bonds program may be used for the administration of such program; specifying when bonds are to be purchased; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Ways and Means.

By Senators Hill and Jenne—

SB 780—A bill to be entitled An act relating to water resources; amending s. 373.073(1)(a), Florida Statutes, including elected local officers on water management district governing boards; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Senator McClain—

SB 781—A bill to be entitled An act relating to the driver license office at 2814 East Hillsborough Avenue in the City of Tampa; designating said office as the "Auston Johnson Building"; requiring the Department of Highway Safety and Motor Vehicles to erect and maintain a plaque reflecting such designation; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Senator Skinner—

SB 782—A bill to be entitled An act relating to Putnam County; exempting Putnam County from mandatory compliance with the provisions of s. 336.41(3), Florida Statutes, which provides limitations on the authority of a county to utilize its own construction forces; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Fechtel—

SB 783—A bill to be entitled An act relating to the City of St. Augustine; amending section 6 of chapter 11148, Laws of Florida, 1925, as amended, relating to the city limits of the City of St. Augustine; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Hair—

SB 784—A bill to be entitled An act relating to public lodging establishments and public food service establishments; amending s. 509.241(1), (2), Florida Statutes; authorizing late renewal fees; providing penalties for failure to apply for license prior to commencement of operation; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Ways and Means.

By Senator Williamson—

SB 785—A bill to be entitled An act relating to bail; amending ss. 903.28(1) and 903.29, Florida Statutes; extending the period during which forfeiture of a bond may be remitted and during which the principal may be arrested; deleting a restriction on remission of forfeiture when the defendant is apprehended; amending s. 903.31, Florida Statutes; providing that a finding of guilty or not guilty shall satisfy the conditions of a bond; specifying effect of an original appearance bond; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Criminal and Commerce.

By Senator Williamson—

SB 786—A bill to be entitled An act relating to landlord and tenant; adding a new subsection (7) to s. 83.49, Florida Statutes;

requiring certain residential landlords to file an amount with the registry of the court of competent jurisdiction when sued with respect to a security deposit or advanced rent; providing for the immediate payment by the clerk of certain judgments in favor of the tenant; providing for supersedeas; providing for the return of the deposit if the landlord prevails; providing that a landlord's failure to comply with paragraph (7) (a) will result in a default judgment in favor of the tenant; providing that the remedy shall not be exclusive; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Judiciary-Civil.

By Senators Peterson, Trask, Neal and Henderson—

SB 787—A bill to be entitled An act relating to Polk, Hardee, DeSoto, and Charlotte Counties; prohibiting the discharge of firearms in the vicinity of the Peace River; providing penalties; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Henderson—

SB 788—A bill to be entitled An act relating to Gasparilla Island, including Boca Grande Isles and Gasparilla golf course island, Three Sisters Island, Hoagen's Key, and Loomis Island, located in Charlotte County and Lee County; making legislative findings of fact that said islands are fragile barrier islands of particular natural beauty containing abundant plant, marine, animal and bird life; providing for the creation of the Gasparilla Island Conservation District; establishing the district boundaries as the above named islands, including all adjacent submerged lands, tidal lands, overflow lands and tidal ponds; restricting the density of dwelling units to not more than 5 per acre; restricting the commercial, industrial or multi-family use of land to those lands zoned for such uses prior to the effective date of this act; providing height limitations on all buildings and structures erected within the district; prohibiting exterior advertising signs; providing an exception for certain on-site signs; providing that this act shall not repeal applicable local government comprehensive land use plans, state and local zoning, air and water pollution and conservation and sign regulations; providing that this act shall prevail where it is more restrictive than such regulations; providing that any real property owner in the district may enforce the provisions of this act by legal proceeding; providing attorney fees; providing that this act shall be recorded in the public records of Lee and Charlotte Counties; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator McClain—

SB 789—A bill to be entitled An act relating to public defenders; amending s. 27.53(1), Florida Statutes; authorizing the public defender in each judicial circuit to employ an executive director; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Ways and Means.

By Senator Maxwell—

SB 790—A bill to be entitled An act relating to school system personnel; amending s. 231.36(6), Florida Statutes; authorizing school superintendents to suspend, with or without pay, county school board employees charged with certain acts, until the next regular or special session of the board; providing that if the charges are not sustained, an employee shall be paid back salary for all time during period of suspension; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

By Senator Maxwell—

SB 791—A bill to be entitled An act relating to the authority of public school principals to suspend students; amend-

ing s. 232.26(1)(b), Florida Statutes; allowing suspension without first employing parental assistance or other alternative measures in the case of serious breach of conduct; providing on effective date.

—was read the first time by title and referred to the Committee on Education.

By Senator McKnight—

SB 792—A bill to be entitled An act relating to the state communications system; adding a subsection to s. 287.25, Florida Statutes, authorizing certain mental health and alcoholism receiving facilities to utilize the state communications system; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Senator Maxwell—

SB 793—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.304, Florida Statutes, which prohibits drivers from wearing headsets, headphones, or certain other listening devices while driving, to qualify such prohibition; exempting certain motorcycle protective headgear; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Senator McKnight—

SJR 794—A joint resolution proposing an amendment to Section 7 of Article VII and the creation of Section 18 of Article XII of the State Constitution relating to allocation of pari-mutuel taxes.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; Ways and Means and Rules and Calendar.

By Senator Holloway—

SB 795—A bill to be entitled An act relating to railroads; amending s. 351.03, Florida Statutes; prohibiting audible warnings by trains at certain grade crossings at certain times; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Senators MacKay and Johnston—

SB 796—A bill to be entitled An act relating to retirement; amending s. 112.362(1)(a), (4)(a), (5)(a), Florida Statutes; increasing minimum benefits for certain retired members of state-supported retirement systems; providing for a one-time bonus not to exceed \$300 to be paid to members of state-supported retirement systems with 15 years or more creditable service or to the annuitant or beneficiary of such members; providing an appropriation; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee E and the Committee on Ways and Means.

By Senators Neal and Henderson—

SB 797—A bill to be entitled An act relating to advanced life support services; amending s. 401.46(2), Florida Statutes, authorizing, rather than requiring, emergency medical services systems to employ medical directors to supervise and be responsible for paramedics performing such services; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senator Neal—

SB 798—A bill to be entitled An act relating to insurance; amending subsection 626.989(7), Florida Statutes; providing that costs of administration and operation of the Division of Insurance Fraud of the Department of Insurance should be borne by

those companies whose net direct written premium in this state exceeds \$1,000,000; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senators Neal and Henderson—

SB 799—A bill to be entitled An act relating to advanced life support services; amending s. 401.46(2), Florida Statutes; requiring certain emergency medical services systems to employ or contract with a medical director; providing for the responsibilities of such directors; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senator Johnston—

SB 800—A bill to be entitled An act relating to school dropouts; providing legislative intent; providing for establishment of a school dropout program by the Department of Education; providing for departmental administration of a program fund; providing for submission of program plans to the department for its approval; specifying program requirements; providing basic tenets; providing an appropriation; providing for reversion of unused moneys; providing an effective date.

—was read the first time by title and referred to the Committees on Education and Ways and Means.

By Senator MacKay (by request)—

SB 801—A bill to be entitled An act relating to the use of medication and drugs on race animals; creating s. 550.245, Florida Statutes; prohibiting the use of medication and drugs on race animals except as provided by rule; delineating the power of the Pari-mutuel Commission to recommend medication and drug rules to the Division of Pari-mutuel Wagering; giving the Director of the Division of Pari-mutuel Wagering authority to adopt medication and drug rules; setting out guidelines for the rules; creating s. 550.101, Florida Statutes; providing for summary suspensions and hearing rights of occupational licensees responsible for medication and drug rule violations; providing a statute of limitations; amending s. 550.24, Florida Statutes; prohibiting illegal administration of medication or drugs to a race animal and attempts and conspiracies to so administer medication or drugs; providing penalties; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senator Skinner—

SB 802—A bill to be entitled An act relating to the Governor's Council on Physical Fitness and Sports; providing for appropriation to such council of certain money appropriated for other purposes, under certain conditions; specifying certain uses of such money; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senators Skinner and Frank—

SB 803—A bill to be entitled An act relating to the State University System; creating s. 240.296, Florida Statutes; creating the State University Housing Loan Fund; providing for loans to state universities for specified housing and related purposes; providing requirements for eligible projects; providing for administration by the Board of Regents; specifying loan terms and limitations; providing an effective date.

—was read the first time by title and referred to the Committees on Education and Ways and Means.

By Senator Steinberg—

SB 804—A bill to be entitled An act relating to condominiums; adding a subsection to s. 718.402, Florida Statutes, authorizing local moratoriums on conversions to condominium under specified circumstances; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

By Senator Steinberg—

SB 805—A bill to be entitled An act relating to improvement of public administration and management; providing legislative intent; creating an Institute of Government in the State University System; specifying duties, headquarters and handling of funds; providing duties of the Board of Regents with respect thereto; amending s. 20.05(8), Florida Statutes; requiring annual reports by department heads to include recommendations concerning functions of the Institute of Government; adding s. 20.31(4), Florida Statutes; providing for institute cooperation with the Division of Human Resource Management of the Department of Administration; creating ss. 110.151, 110.152, and 110.153, Florida Statutes; providing for institute cooperation in development of a comprehensive career development education and training policy and expanded management fellows programs, and coordination of internship programs; amending s. 110.129(2), Florida Statutes; adding ss. 160.02(12), 163.01(15), 163.03(3), 163.3161(8), 163.702(3), and 218.26(5), Florida Statutes; amending ss. 165.092(1), 240.227(11), (13), Florida Statutes; providing for institute cooperation in certain Department of Administration, regional planning council, intergovernmental, Department of Community Affairs, local government comprehensive planning, Florida Advisory Council, Department of Revenue, continuing education and personnel exchange programs; providing an effective date.

—was read the first time by title and referred to the Committees on Education, Governmental Operations and Ways and Means.

By Senator MacKay—

SB 806—A bill to be entitled An act relating to education; prohibiting the sale or purchase of any dissertation, report, or other assignment intended for submission by a student in fulfillment of requirements for a degree or course of study; providing a penalty; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

By Senator Tobiassen—

SB 807—A bill to be entitled An act relating to charity racing days; adding s. 550.03(2)(n), Florida Statutes; authorizing the Florida Pari-mutuel Commission to authorize an additional charity day of operation for Greyhound Park in Escambia County; providing for the payment of funds derived from such additional charity day to the Pensacola Sports Authority; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Ways and Means.

By Senator Johnston—

SB 808—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091(4)(d), Florida Statutes; providing that a member who retires on disability may elect to receive a reduced disability benefit which shall be payable to a designated beneficiary if death occurs within a specified time after disability retirement; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee E and the Committee on Ways and Means.

By Senator Myers—

SB 809—A bill to be entitled An act relating to emergency medical services; amending s. 401.37, Florida Statutes; relating to consent to the rendering of medical services in emergency situations; creating s. 401.371, Florida Statutes; providing summary procedure for the authorization of medical treatment for a person believed to be incapable of giving informed consent for such treatment; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services and Judiciary-Civil.

By Senator Henderson—

SB 810—A bill to be entitled An act relating to motor vehicle licenses; amending s. 320.083(1), Florida Statutes, and creating

s. 320.0835, Florida Statutes, and transferring s. 320.083(4) thereto; providing that the additional \$5 fee for special tags for amateur and citizens' band radio operators shall be paid only upon initial application for such tags; providing for an additional fee of \$1.50 thereafter; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Ways and Means.

By Senator Maxwell—

SB 811—A bill to be entitled An act relating to the Melbourne-Tillman Drainage District, Brevard County; providing a limitation of \$5 per acre on the total tax levy of the district annually; allowing assessments on a graduated schedule; providing an effective and an expiration date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Maxwell—

SB 812—A bill to be entitled An act relating to the Auditor General; amending s. 11.45(8), Florida Statutes, providing for the notification of chairmen of certain subcommittees and members of certain other subcommittees of the Legislature with regard to errors, unusual practices, or other discrepancies discovered by the Auditor General in connection with his audit or postaudit of a state agency or officer; providing that explanations shall be made to the same parties; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator McKnight—

SB 813—A bill to be entitled An act relating to land sales; amending s. 498.033(4), Florida Statutes; deleting the requirement that certain permits not terminate prior to the scheduled completion date of the promised subdivision improvements being filed for registration; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

By Senator Jenne—

SB 814—A bill to be entitled An act relating to liquefied petroleum gas; adding a subsection to s. 527.01, Florida Statutes, providing a definition; adding subsections to s. 527.02, Florida Statutes, requiring certain dealers in liquefied petroleum gas, installation, and gas appliances, and equipment to pass an examination to qualify for licensure by the Department of Insurance; exempting current licensees; adding new subsections (4) and (5) to s. 527.06, Florida Statutes, providing department jurisdiction of bulk plant locations with certain container or aggregate capacity; creating s. 527.061, Florida Statutes, authorizing the department to conduct certain inspections; creating s. 527.062, Florida Statutes, authorizing the department to investigate certain accidents involving liquefied petroleum gas; providing for confidentiality of records and reports; authorizing the department to assist local governments; authorizing the department to publish certain safety information and to adopt rules for safe storage and transportation of liquefied petroleum gas and certain equipment; providing for conditional repeal; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Ways and Means.

By Senator Jenne—

SB 815—A bill to be entitled An act relating to industrial life insurance; amending s. 626.790(1), Florida Statutes; providing certain restrictions on temporary industrial life insurance licenses; amending s. 627.458(1)(b), Florida Statutes; providing that the policy loan provisions of s. 627.458, Florida Statutes, shall not impair the terms and conditions of industrial life insurance policies in force prior to January 1, 1981; adding s. 627.476(10), Florida Statutes; providing notice of nonforfeiture benefits by the insurer; providing that such notice be repeated every 7 years so long as any nonforfeiture benefits remain;

amending s. 627.501, Florida Statutes; providing for the policy loan provisions of ordinary life insurance to be applicable to industrial life insurance contracts; creating s. 627.5011, Florida Statutes; authorizing the Department of Insurance to conduct educational programs and disseminate information to the public concerning industrial life insurance; amending s. 627.516, Florida Statutes; providing that a refund or discount shall be mandatory on premiums for industrial life insurance paid directly to the insurer at least 30 days in advance of the due date; amending s. 627.517, Florida Statutes; authorizing conversion of industrial life insurance to ordinary life insurance under certain conditions; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senator Jenne—

SB 816—A bill to be entitled An act relating to state lands; amending s. 253.04, Florida Statutes; authorizing the Board of Trustees of the Internal Improvement Trust Fund to bring suits to prevent the removal of or damage to products of the state and suits for costs and attorneys' fees; providing damages and penalties for violating provisions of chapter 253, Florida Statutes; relating to state lands, rules of the Department of Natural Resources, or damaging state lands, or removing state products; providing that fines and damages awarded are to be deposited in the Conservation and Recreation Lands Trust Fund; providing an effective date.

—was read the first time by title and referred to the Committees on Natural Resources and Conservation and Ways and Means.

By Senator Tobiasen—

SB 817—A bill to be entitled An act relating to universities; amending s. 240.283, Florida Statutes; authorizing university presidents to approve additional compensation for university employees for work performed in addition to the employee's normal workload; providing an effective date.

—was read the first time by title and referred to the Committees on Education, Governmental Operations and Ways and Means.

By Senator Gordon—

SB 818—A bill to be entitled An act relating to the Public Service Commission; creating s. 350.0165, Florida Statutes; prohibiting operating expenses in rate-making proceedings to be passed on to consumers; specifying prohibited operating expenses; requiring reporting of expenses; authorizing the Public Service Commission to adopt rules; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

By Senator Gordon—

SB 819—A bill to be entitled An act relating to medical practice; adding ss. 458.331(1)(cc), 459.015(1)(cc), Florida Statutes; providing that the prescribing, ordering, dispensing, administering, supplying, selling, or giving of certain drugs to or for any person, except for the treatment or investigation of specified conditions or ailments, shall be grounds for suspension or revocation of licensure as a physician or osteopathic physician; amending s. 893.08(1)(b), Florida Statutes; excepting any drug which is an amphetamine or a compound, derivative, congener, or analogue thereof from those drugs which may be distributed at retail by a registered pharmacist; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senator McClain—

SB 820—A bill to be entitled An act relating to child care facilities; amending s. 402.316, Florida Statutes; requiring the exemption of religious child care facilities from licensing by county or city child care licensing programs, unless the facility

elects not to be exempted; providing for conditional repeal; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services; and Economic, Community and Consumer Affairs.

By Senator McClain—

SB 821—A bill to be entitled An act relating to insurance; amending s. 627.702, Florida Statutes; providing a limitation on insurers' liability under the valued policy law for total loss of property due to fire or lightning; providing that the total loss liability provisions of such law shall not apply in certain circumstances; providing a construction of s. 627.702, Florida Statutes; providing for conditional repeal; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senator Don Childers—

SB 822—A bill to be entitled An act relating to personnel employed under provisions of the Florida Primary Education Program; adding s. 230.2312(7)(f), Florida Statutes; requiring certain qualifications of personnel employed to implement the Florida Primary Education Program; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

By Senator Myers—

SB 823—A bill to be entitled An act relating to fingerprinting persons charged with crimes; amending s. 30.31(1), Florida Statutes; authorizing sheriffs to take palm and foot prints of persons charged or convicted of criminal offenses when deemed necessary; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

By the Committee on Transportation—

SJR 824—A joint resolution proposing an amendment to Section 9 of Article XII of the State Constitution relating to motor vehicle fuel taxes.

—was read the first time by title and referred to the Committees on Transportation, Ways and Means and Rules and Calendar.

By Senators Steinberg, MacKay, Jenne, Dunn, McKnight, Gordon, Williamson, Chamberlin, Henderson, Holloway, Hill, Winn and Myers—

SB 825—A bill to be entitled An act relating to the conversion of existing improvements to condominiums and cooperatives; creating part VI of chapter 718, Florida Statutes; creating part VI of chapter 719, Florida Statutes; providing a short title; providing for the extension and termination of rental agreements; providing for notice of intended conversion and other notices; providing the right of first refusal; providing for civil action; providing for damages, costs, and attorney's fees; providing for the provision of economic information to tenants; providing for the disclosure of condition of building and replacement costs; providing for converter reserve accounts or warranties; providing for the prohibition of discrimination against nonpurchasing tenants; adding s. 718.103(21), Florida Statutes; defining "rental agreement"; adding s. 719.103(17), Florida Statutes; defining "rental agreement"; amending s. 718.402, Florida Statutes; providing for the conversion of existing improvements to condominium; amending s. 719.402, Florida Statutes; providing for the conversion of existing improvements to cooperative; amending ss. 718.503(2)(1), 718.504(15), 719.503(2)(1), 719.504(15), Florida Statutes; providing for the disclosure of specified information to buyers; amending ss. 718.507, 719.507, Florida Statutes; specifying the effect of zoning and building regulations on condominiums and cooperatives; providing severability; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

By Senator Steinberg—

SB 826—A bill to be entitled An act relating to postsecondary education; amending s. 240.125, Florida Statutes; requiring the State Board of Education to encourage and approve regional advisory postsecondary education consortia; requiring the Commissioner of Education to allocate certain funds; requiring the Legislature to appropriate certain funds; requiring biennial reports; providing an effective date.

—was read the first time by title and referred to the Committees on Education and Ways and Means.

By Senators Peterson and Trask—

SB 827—A bill to be entitled An act relating to veterans' affairs; adding a subsection to s. 20.18 and s. 292.05, Florida Statutes; providing that the Division of Veterans' Affairs of the Department of Community Affairs shall, in certain cases, act as the State Approving Agency for the purposes of veterans' training and education; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Senators Peterson, Thomas and Barron—

SB 828—A bill to be entitled An act relating to individual sewage disposal facilities; amending s. 381.272(1) and (5), Florida Statutes, and adding subsection (11) thereto; providing that variances shall apply to the entire section; defining the term "acre"; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senators Peterson and Carlucci—

SB 829—A bill to be entitled An act relating to unemployment compensation; amending s. 443.03(5)(m), (n), Florida Statutes; providing that paragraph (m) does not apply to persons covered under federal unemployment compensation systems; postponing coverage of alien agricultural workers; amending s. 443.06(8), Florida Statutes; specifying which retirement benefits are disqualifying; amending s. 443.07(3)(c), Florida Statutes; prohibiting redetermination later than 1 year after the end of the last compensable week of the claim; amending ss. 443.08(3)(i), 443.15(2)(b), Florida Statutes; requiring an employer to file reports and make payments pending certain actions; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senator Scott—

SB 830—A bill to be entitled An act relating to motor vehicle license taxes; amending s. 320.10(1)(e), Florida Statutes, exempting the Lions Clubs International from the payment of certain license taxes with respect to motor vehicles or station wagons owned and operated exclusively for the organization; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Ways and Means.

By Senator Williamson—

SB 831—A bill to be entitled An act relating to motor vehicle safety equipment; amending s. 325.27, Florida Statutes, providing that the provision of law authorizing the operation of inspection stations by counties shall not preclude supplementation by general or special legislation; creating s. 325.271, Florida Statutes, providing for the administration and operation of certain charter county safety equipment inspection stations by private firms; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By the Committee on Health and Rehabilitative Services.

SB 832—A bill to be entitled An act relating to insurance; amending s. 627.736(4), Florida Statutes; deleting the requirement that Medicaid benefits be credited against the required

personal injury protection benefits due pursuant to the Florida Automobile Reparations Reform Act; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committee on Health and Rehabilitative Services—

SB 833—A bill to be entitled An act relating to the purchase of professional and technical services; amending s. 287.057(1), Florida Statutes; providing a limited exception for medical practitioners who provide Medicaid services; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senators Grizzle and Chamberlin—

SB 834—A bill to be entitled An act relating to Pinellas County; amending section 29 of chapter 75-489, Laws of Florida; providing that the county or any municipality therein may adopt any sprinkler ordinance, rule, or regulation which is more stringent than certain standardized codes controlling construction of all buildings and structures within the county; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Jenne, McKnight, Johnston, Vogt, MacKay, Steinberg, Stuart and Gordon—

SB 835—A bill to be entitled An act relating to nursing homes; amending s. 400.23(3), Florida Statutes; providing for a nursing home rating system; providing for minimum standards and criteria for evaluation; providing for posting of rating and correction of deficiencies; providing for suspension or revocation of license; providing for adoption of rules; creating s. 400.235, Florida Statutes; providing for preservice training of aides and orderlies; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services and Ways and Means.

By Senator Johnston—

SB 836—A bill to be entitled An act relating to state retirement systems; adding s. 121.091(6)(g); amending s. 121.1815, Florida Statutes; adding ss. 122.08(10), 123.07(9), 238.08(8), 321.20(6), 112.05(3), and 250.22(6), Florida Statutes; amending s. 291.32, Florida Statutes; providing that upon the death of a retired member or beneficiary the monthly benefit being paid shall be paid through the last day of the month of death and shall terminate or be adjusted if appropriate, as of said date in accordance with the optional form of benefit selected at the time of retirement; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee E and the Committee on Ways and Means.

By Senator Johnston—

SB 837—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091(3), Florida Statutes; specifying the "normal retirement date" for purposes of calculating early retirement benefits; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee E and the Committee on Ways and Means.

By Senators Myers, Ware and Anderson—

SJR 838—A joint resolution proposing an amendment to Article VII of the State Constitution relating to finance and taxation.

—was read the first time by title and referred to the Committees on Ways and Means and Rules and Calendar.

By Senator Grizzle—

SB 839—A bill to be entitled An act relating to transportation of school children; requiring the Commissioner of Education to define "hazardous area" for the purpose of transportation by a school district within the 2-mile limit; requiring a projected 1981-1983 appropriation for such transportation; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

By Senator Grizzle—

SB 840—A bill to be entitled An act relating to certified chiropractic physician's assistants; creating s. 460.416, Florida Statutes, providing intent and definitions; providing for certification of chiropractic physician's assistants; providing procedures for the approval of programs for such assistants; requiring fees; providing penalties; providing for liability; providing for conditional repeal; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services, Governmental Operations and Ways and Means.

By Senator Vogt—

SB 841—A bill to be entitled An act relating to the regulation of coastal construction; amending s. 161.042, Florida Statutes; requiring requests to the Department of Environmental Regulation relating to the deposition of spoil material to be used for beach nourishment be made by the person responsible for the excavation; amending s. 161.052(1), Florida Statutes, and adding subsection (10) to said section; providing that where an erosion control line has been established, said line shall be considered the mean high water line if located more landward than the presently existing mean high water line; requiring coastal counties and municipalities to notify the Department of Natural Resources of receipt of a permit application for construction proposed seaward of the coastal construction control lines and to notify applicants of state permit requirements; amending s. 161.053(2), Florida Statutes, and adding subsection (12) to said section; providing that the coastal construction control line shall be subject to review at the discretion of the Department of Natural Resources after certain considerations; requiring coastal counties and municipalities to notify the Department of Natural Resources of receipt of a permit application for construction proposed seaward of the coastal construction control lines and to notify applicants of state permit requirements; creating s. 161.054, Florida Statutes; providing for fines, liability for damages, and enforcement through liens; amending s. 161.091(1)(d), Florida Statutes; authorizing the Department of Natural Resources to pay a specified percentage of the cost of inland sand transfer projects, provided certain conditions are met by local authorities; providing an effective date.

—was read the first time by title and referred to the Committees on Natural Resources and Conservation and Ways and Means.

By Senator Vogt—

SB 842—A bill to be entitled An act relating to regulation of shrimp traps; amending s. 370.15(5), Florida Statutes; providing that the shape or configuration of shrimp traps are not restricted so long as the trap meets certain specifications; providing that certain shrimp traps shall not be considered pound nets; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Senator Vogt—

SB 843—A bill to be entitled An act relating to aquatic plant control activities; amending ss. 372.26, 372.265(1), 372.925(2)-(4), 372.932(4), (5), (9), (10), Florida Statutes; removing from the Department of Natural Resources the authority to approve or use fish as a biological control agent without prior approval of the Game and Fresh Water Fish Commission; providing for species studies by the Game and Fresh Water Fish Commission; providing for penalties; providing for transfer of moneys

and positions; providing appropriations; providing an effective date.

—was read the first time by title and referred to the Committees on Natural Resources and Conservation and Ways and Means.

By Senator Trask—

SB 844—A bill to be entitled An act relating to game and freshwater fish; amending s. 372.574(6), Florida Statutes, increasing the service charge of subagents in the sale and issuance of fishing, hunting and trapping licenses; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senator McClain—

SB 845—A bill to be entitled An act relating to special districts; amending s. 125.01(5), Florida Statutes; limiting the powers and duties of county governments for creating special districts to creation of dependent special districts; requiring the governing body of a dependent special district to be composed of representatives of participating county and municipal governments; amending s. 165.031(5), Florida Statutes; modifying the definition of "special district"; renumbering s. 165.031(6)-(12), Florida Statutes, and adding new subsections (6) and (7) to said section; adding definitions of "dependent special district" and "independent special district"; amending s. 165.041(2), Florida Statutes; providing for independent special district charters to be adopted only by special act of the Legislature; providing that the creation of dependent special districts may be by county or municipal ordinance; amending s. 218.31(5), (7), Florida Statutes; modifying definitions of "special district" and "independent special district"; repealing ss. 163.601-163.633, Florida Statutes, the New Communities Act of 1975; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Governmental Operations.

By Senator McClain—

SB 846—A bill to be entitled An act relating to marriage licenses; amending s. 741.04(1), Florida Statutes; providing that no marriage license be issued to a person who is not in compliance with court imposed child support obligations; requiring information concerning such obligations be recited in an affidavit to be filed with the county court judge or clerk of the circuit court issuing the license; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

By Senator Ware—

SB 847—A bill to be entitled An act relating to the Pinellas Sports Authority; amending s. 2, 5(b), chapter 77-635, Laws of Florida; increasing the number of members of the authority from seven to nine; providing that the additional members shall be appointed by the Pinellas County delegation; specifying terms of office; deleting restriction on interest rates of bonds; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Ware—

SB 848—A bill to be entitled An act relating to the Board of Regents of the State University System; appropriating funds for the development of the St. Petersburg campus of the University of South Florida; providing an effective date.

—was read the first time by title and referred to the Committees on Education and Ways and Means.

By Senator McKnight—

SB 849—A bill to be entitled An act relating to prescription drugs; requiring all manufacturers and distributors to provide for the identification of drug products in finished, solid, oral

dosage form; providing exceptions under certain circumstances; requiring manufacturers or distributors to provide to the Department of Health and Rehabilitative Services certain descriptive information; providing for the adoption of rules; providing for an exemption for drug products compounded by a licensed pharmacist in a regulated pharmacy; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senators McKnight and Peterson—

SB 850—A bill to be entitled An act relating to the tax on sales, use and other transactions; amending s. 212.08(4) and (5)(a), Florida Statutes, exempting the fuel, ice and boats used exclusively for commercial fishing from the 4 percent sales tax; providing limitations; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Ways and Means.

By Senator Scott—

SB 851—A bill to be entitled An act relating to elections; amending s. 98.211(1), Florida Statutes, requiring the supervisor of elections to furnish lists of registered electors to certain nonprofit groups; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

By Senator McClain—

SB 852—A bill to be entitled An act relating to fixed capital outlay appropriations; adding s. 216.182(3), Florida Statutes; authorizing the Department of Health and Rehabilitative Services to approve the program plan for certain additions, replacements, major repairs, and renovations to real property; amending s. 255.05(1), Florida Statutes; authorizing the Secretary of the Department of Health and Rehabilitative Services to exempt certain persons from the requirement of executing a payment and performance bond for contracts of \$25,000 or less; amending s. 255.248(1)(c), Florida Statutes; excluding facilities of the Department of Health and Rehabilitative Services from the definition of "state-owned office building"; amending s. 255.25(5), Florida Statutes; excluding certain fixed capital outlay projects of the Department of Health and Rehabilitative Services from the requirement for approval by the Division of Building Construction and Property Management of the Department of General Services; adding s. 255.252(5), Florida Statutes; exempting certain fixed capital outlay projects of the Department of Health and Rehabilitative Services from certain energy requirements; adding s. 255.29(4), Florida Statutes; amending s. 255.30, Florida Statutes; exempting the Department of Health and Rehabilitative Services from the rules of the Department of General Services with respect to certain fixed capital outlay projects; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services, Governmental Operations and Ways and Means.

By Senator Scarborough—

SB 853—A bill to be entitled An act relating to motor vehicle licensing; amending s. 320.01(22), Florida Statutes; redefining the term "motor-driven cycle"; amending the introductory paragraph and paragraph (1)(b) of s. 320.08, Florida Statutes; providing for license taxes for motor-driven cycles; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Ways and Means.

By Senator Gordon—

SB 854—A bill to be entitled An act providing for distribution of specified funds to certain counties; providing for a county option on the cultivation, possession, and sale of cannabis; authorizing such cultivation, possession, and sale in approving counties; providing certain conditions relating to the sale and taxation of cannabis; providing for the distribution of proceeds of such taxation; authorizing the board of county commissioners in approving counties to adopt certain ordinances; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Criminal and Ways and Means.

By Senator Gordon—

SB 855—A bill to be entitled An act relating to the Department of State; creating ss. 265.281-265.288, Florida Statutes; providing a short title; providing legislative intent; providing definitions; designating the chief cultural officer of the state; authorizing the Division of Cultural Affairs of the Department of State to administer programs, accept and administer grants, contract, provide consulting services and accept donations; creating the Florida Fine Arts Trust Fund; creating the Florida Fine Arts Council; providing for council membership and duties; authorizing the Division of Cultural Affairs to administer grant awards; providing for a challenge grant program; creating the State Orchestra Program, the State Dance Program, and the State Opera Program; providing for reports to the Legislature; providing for rules to be adopted by the Department of State; repealing ss. 265.28, 265.29, 265.30, Florida Statutes, relating to the Fine Arts Council and fine arts grants; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Ways and Means.

By Senator Maxwell—

SB 856—A bill to be entitled An act relating to controlled substances; amending s. 893.12(1), Florida Statutes; providing for the seizure and forfeiture, as contraband, of money used for the purchase or sale of a controlled substance; providing that there shall be no property rights in such money; providing for the deposit of such money in the county fine and forfeiture fund; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

By Senator Maxwell—

SB 857—A bill to be entitled An act relating to criminal procedure; amending s. 843.15(1), Florida Statutes; relating to penalties for a criminal defendant's failure to appear after pre-trial release; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

By Senator Maxwell—

SB 858—A bill to be entitled An act relating to investigators employed by state attorneys; creating s. 27.258, Florida Statutes, to authorize such investigators to interview witnesses and administer oaths to witnesses; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

By Senator Maxwell—

SB 859—A bill to be entitled An act relating to county and municipal prisoners; amending s. 951.075, Florida Statutes, providing separate penalties for assault, battery, or assault and battery, committed by a county or municipal prisoner, and aggravated assault, aggravated battery, or aggravated assault and battery, committed by such person; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

By Senator Myers—

SB 860—A bill to be entitled An act relating to the regulation of private investigative agencies, private detectives and watchman, guard or patrolman contractors; amending s. 493.03(1), Florida Statutes; excepting a Class "GC" statewide concealed gun permit from the application fee; amending s. 493.06, Florida Statutes; providing for a statewide concealed gun permit and applicable fees for issuance and replacement; providing that the "GC" permit is nontransferable and requiring it to be kept on the person of the licensee while carrying a concealed weapon; amending s. 493.12(3)(a), (7), Florida Statutes; subjecting Class "GC" licensees to fees and health and training criteria for renewal; amending s. 493.21(1), (3), (4), Florida Statutes, and adding subsections (7), (8) thereto; excepting Class "GC" licensees from those provisions relating to Class

"G" statewide gun permit licensees; limiting the issuance of a Class "GC" concealed gun permit to Class "A", "C" and "D" licensees; providing for a background investigation and the meeting of minimum training and physical fitness criteria before issuance of a "GC" statewide concealed gun permit; providing for revocation; providing a retroactive effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Ways and Means.

By Senator Maxwell—

SB 861—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.091(9)(a), Florida Statutes; increasing the number of hours a retired person may be employed without having retirement benefits suspended; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee E and the Committee on Ways and Means.

By Senator Anderson—

SB 862—A bill to be entitled An act relating to foods; adding a subsection to s. 500.11, Florida Statutes, declaring as misbranded fresh fruits and vegetables not labeled with respect to origin as required by law; providing an effective date.

—was read the first time by title and referred to the Committee on Agriculture.

By Senator Hair—

SB 863—A bill to be entitled An act relating to the Department of Commerce; creating s. 288.115, Florida Statutes, authorizing the department to pay for certain membership dues and for presentment of plaques, certificates, and other items for outstanding service; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Ways and Means.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has adopted HM 641 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Woodruff and others—

HM 641—A memorial to the Congress of the United States urging passage of legislation to permit state workfare programs without jeopardizing federal funding for welfare.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed as amended—

CS for HB 345 HB 66 HB 449
HB 300

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Community Affairs and Representatives Flynn and A. E. Johnson—

CS for HB 345—A bill to be entitled An act relating to sterilization of dogs and cats; providing for sterilization of dogs and cats given for adoption or sold by public or private pet animal shelters and animal control agencies; providing that shelters or animal control agencies shall require prospective owners of unsterilized animals to enter into written agreements guaranteeing sterilization prior to adoption or purchase; requiring collection of certain deposits or donations with re-

spect thereto; providing for refund of deposits or donations upon compliance with statements of promise; providing civil penalties and for forfeiture of deposits or donations and reclamation of unsterilized animals upon failure to comply; providing for costs; providing an effective date.

—was read the first time by title and referred to the Committee on Agriculture.

By Representatives Hieber and Healey—

HB 66—A bill to be entitled An act relating to retirement benefits; providing that public officers and employees may forfeit certain rights and benefits under state and local retirement systems upon conviction of any felony involving a breach of public trust; providing procedures for determination by the court whether a felony is one involving a breach of public trust and whether retribution is necessary; repealing s. 121.091(5)(f), Florida Statutes, which provides for forfeiture of retirement benefits under the Florida Retirement System under certain circumstances; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil, Ways and Means Subcommittee E and the Committee on Ways and Means.

By the Committee on Community Affairs—

HB 449—A bill to be entitled An act relating to local government planning; amending s. 163.170(2) and (7), Florida Statutes; allowing an alternative definition of "subdivision" by charter counties for purposes of provisions regulating local government planning for future development under part II of chapter 163; creating s. 163.183, Florida Statutes; providing that charter counties may divide planning and zoning functions and create separate zoning commissions; adding subsection (7) to s. 163.185, Florida Statutes; providing functions of such commissions; amending s. 163.225(2)(e), Florida Statutes, and adding paragraph (f) thereto; conforming language and providing that certain duties of the board of adjustment may be performed by such commissions; amending ss. 163.190(2), 163.200, 163.210(2), 163.215(2), 163.220(3), 163.280(3)(a), and 163.285, Florida Statutes; conforming language; providing an exemption to the operation; amending s. 163.3194(2)(a) providing for reference of certain land development regulations or codes to separate zoning commissions; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

By Representative Hieber—

HB 300—A bill to be entitled An act for the relief of James R. Mabry; providing an appropriation from the General Revenue Fund to compensate James R. Mabry for his injuries due to the negligence of the District School Board of Pinellas County; providing an effective date.

—was read the first time by title and referred to the Special Master, Ways and Means Subcommittee D and the Committee on Ways and Means.

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 5	HB 292	HB 423
HB 877	HB 2	HB 8
HB 48	HB 189	

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative M. E. Hawkins—

HB 5—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.13(2)(a) and (f), (3), Florida Statutes, and adding paragraph (k) to subsection (2); prohibiting the transportation of, or fishing with, any stone crab trap which does not have a biodegradable section; prohibiting the molestation of certain traps, lines, or buoys; providing penalties; amending s. 370.135(1), (3), and (5), Florida Stat-

utes, to revise the penalty for molestation of blue crab traps, lines, or buoys; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Representative Moffitt—

HB 292—A bill to be entitled An act relating to county courts; amending s. 34.01(1), Florida Statutes; increasing the jurisdictional amount for actions filed in county courts; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

By the Committee on Community Affairs—

HB 423—A bill to be entitled An act relating to local government; amending s. 129.03(3)(b), Florida Statutes; requiring the inclusion of certain additional information in the statement prepared by the board of county commissioners summarizing the tentative budgets; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

By the Committee on Community Affairs—

HB 877—A bill to be entitled An act relating to local bond anticipation notes; amending s. 215.431, Florida Statutes, increasing the maximum repayment period for bond anticipation notes issued by certain political subdivisions of the state; providing that this act will be applicable to bond anticipation notes issued and outstanding or authorized but unissued upon the effective date of this act; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

By Representatives Boles and A. E. Johnson—

HB 2—A bill to be entitled An act relating to environmental regulation; amending s. 403.813(2)(c), Florida Statutes, 1978 Supplement, to exempt the maintenance of certain boat ramps from environmental permit requirements; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Representative Flinn—

HB 8—A bill to be entitled An act relating to designation of roads; renaming Graham Dairy Road in Dade County as Bob Graham Road directing that appropriate markers be erected; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Representative L. J. Smith—

HB 48—A bill to be entitled An act relating to collective bargaining for public employees; adding subsection (7) to s. 447.503, Florida Statutes, as amended, relating to charges of unfair labor practices; providing an expedited procedure by the Public Employees Relations Commission; specifying penalties for cases involving refusal to bargain collectively or failing to bargain in good faith; adding a subsection to s. 447.507, Florida Statutes, providing for the forfeiture of public retirement system rights and benefits by public employees who are found to have violated the prohibition against strikes; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee E and the Committee on Ways and Means.

By Representative Boles—

HB 189—A bill to be entitled An act relating to the Department of State; adding paragraph (c) to s. 120.55(3), Florida Statutes, directing the department to prepare and furnish notice to members of the Legislature concerning free copies of the Florida Administrative Code and Florida Administrative

Weekly within 30 days after any legislative election; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations, Rules and Calendar and Ways and Means.

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed—

HB 861	HB 857	HB 653	HB 99
HB 869	HB 862	HB 858	HB 856
HB 596	HB 309	HB 863	HB 860

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Finance & Taxation—

HB 861—A bill to be entitled An act relating to motor and other fuel taxes; amending s. 206.12, Florida Statutes, deleting provisions requiring retail dealers to maintain certain records with respect to motor fuel; reenacting s. 206.97, Florida Statutes, to incorporate the amendment to s. 206.12 in a reference thereto; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Ways and Means.

By the Committee on Finance & Taxation—

HB 862—A bill to be entitled An act relating to taxation of motor and other fuels; amending s. 206.625, Florida Statutes, providing that municipal refunds may be paid on a quarterly basis; providing for submission of refund applications; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee D and the Committee on Ways and Means.

By the Committee on Finance & Taxation—

HB 863—A bill to be entitled An act relating to taxation; amending s. 624.509(3)(c), Florida Statutes, increasing the annual rate of interest with respect to premium taxes; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee D and the Committee on Ways and Means.

By the Committee on Finance & Taxation—

HB 869—A bill to be entitled An act relating to tax on motor fuels and special fuels; amending s. 206.60(2)(b), Florida Statutes; deleting a provision relating to use of property assessment ratio studies as a means of determining each county's receipt of proceeds from said tax; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee D and the Committee on Ways and Means.

By Representative Young—

HB 309—A bill to be entitled An act relating to compensation of superintendents of schools; amending s. 145.08(1), Florida Statutes, authorizing each district school board, by majority vote, to increase the superintendent's salary above specified limits; providing an effective date.

—was read the first time by title and referred to the Committees on Education and Ways and Means.

By Representative Myers and others—

HB 99—A bill to be entitled An act relating to bridge designation; designating and naming the bridge on State Road 714 spanning the St. Lucie River between the City of Stuart and the area known as Palm City in Martin County as the Palm City Bridge; providing for appropriate markers to be

erected by the Department of Transportation; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Representative L. R. Hawkins and others—

HB 596—A bill to be entitled An act relating to designation of roads; renaming a section of South West 27th Avenue in Dade County as Jose Marti Boulevard; directing that appropriate markers be erected; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Representative T. F. Lewis—

HB 653—A bill to be entitled An act relating to bridge designation; designating and naming the bridge which will span the Intracoastal Waterway in the City of Delray Beach, Palm Beach County, being constructed as a part of Linton Boulevard, as the Jack L. Saunders Bridge; providing for appropriate markers to be erected by the Department of Transportation; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By the Committee on Finance & Taxation—

HB 856—A bill to be entitled An act relating to taxation; amending s. 198.01(2), Florida Statutes, and adding subsections (12), (13) and (14); providing definitions; creating ss. 198.021, 198.031 and 198.45, Florida Statutes; imposing a tax on generation-skipping transfers where the original transferor is a resident of the state or where the property transferred includes real or personal property in the state; providing for payment of the tax and for interest on delinquent or deficient taxes; amending ss. 198.08, 198.13 and 198.16, Florida Statutes; providing for filing of returns; providing for notice of increase or decrease in federal generation-skipping transfer tax and for collection of any deficiency; providing for rules; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee D and the Committee on Ways and Means.

By the Committee on Finance & Taxation—

HB 857—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03(1)(h) and (2)(c), Florida Statutes, defining the term "Internal Revenue Code" as used in the Florida Income Tax Code; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee D and the Committee on Ways and Means.

By the Committee on Finance & Taxation—

HB 858—A bill to be entitled An act relating to estate taxes; amending s. 198.35, Florida Statutes, conforming Florida law to the most recent changes in the United States Internal Revenue Code; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee D and the Committee on Ways and Means.

By the Committee on Finance & Taxation—

HB 860—A bill to be entitled An act relating to estate taxes; amending s. 198.15, Florida Statutes, increasing the monthly rate of interest on certain estate taxes; providing an effective date.

—was read the first time by title and referred to Ways and Means Subcommittee D and the Committee on Ways and Means.

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed as amended—

HB 163 HB 291 HB 447

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Robinson—

HB 163—A bill to be entitled An act relating to disposition of county parks; creating s. 125.335, Florida Statutes, authorizing and establishing procedures by which boards of county commissioners may vacate certain parks; providing restrictions; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

By Representatives Deratany and Mills—

HB 291—A bill to be entitled An act relating to judgments; amending s. 55.03(1), Florida Statutes, increasing the interest rate on judgments; providing that the act applies to judgments or decrees entered on or after effective date of act; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

By Representatives Gersten and Hector—

HB 447—A bill to be entitled An act relating to street designation; renaming Northwest 36th Street in the City of Miami, from 7th Avenue to Le Jeune (42nd Avenue), as Allapattah Boulevard; directing the appropriate governmental agency to erect appropriate markers; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed—

HB 448 HB 10 HB 45
HB 7 CS for HB 132 HB 369

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Community Affairs —

HB 448—A bill to be entitled An act relating to public housing; amending s. 421.27(2), Florida Statutes, relating to county housing authorities; providing for appointment of commissioners thereof by the board of county commissioners rather than by the Governor; providing for removal from office; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

By the Committee on Judiciary and Representative Thomas—

CS for HB 132—A bill to be entitled An act relating to cancellation of mortgages; amending s. 701.04, Florida Statutes, deleting provision for entering satisfaction on margin of mortgage, lien or judgment; requiring that recorded satisfaction be sent to the person who has made full payment following receipt of full payment of a mortgage, lien or judgment; providing for payment of attorney fees and costs; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Representative Lippman and others—

HB 369—A bill to be entitled An act relating to murder; amending s. 782.04, Florida Statutes; providing that the unlawful killing of a human being when committed by a person

engaged in the perpetration of, or the attempt to perpetrate, an escape is first degree murder; providing that when a person is killed, in the perpetration of an escape or attempted escape, by a person other than the person engaged in the perpetration of the escape or attempted escape, the person perpetrating the escape or attempted escape is guilty of second degree murder; providing penalties; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

By Representative Hattaway—

HB 7—A bill to be entitled An act for the relief of Dennis Dube; providing an appropriation to compensate him for injuries received due to the negligence of the Department of Health and Rehabilitative Services; providing an effective date.

—was read the first time by title and referred to the Special Master, Ways and Means Subcommittee D and the Committee on Ways and Means.

By Representative Healey—

HB 45—A bill to be entitled An act for the relief of Susan L. Spuck and John P. Spuck; providing an appropriation to compensate them for injuries sustained by Susan L. Spuck and damages and expenses incurred as a result of the negligence of the Department of Transportation; providing an effective date.

—was read the first time by title and referred to the Special Master, Ways and Means Subcommittee D and the Committee on Ways and Means.

By Representative Hodes—

HB 10—A bill to be entitled An act for the relief of Cynthia Leigh Gamble, a minor; providing an appropriation to compensate her for personal injuries due to the negligence of the Department of Health and Rehabilitative Services; providing an effective date.

—was read the first time by title and referred to the Special Master, Ways and Means Subcommittee D and the Committee on Ways and Means.

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 1511 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Brown—

HCR 1511—A concurrent resolution recognizing the free private enterprise system and the week of April 14 through 20 as Free Private Enterprise Week.

—was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed as amended, HB 654 and HB 1116 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Ethics & Elections and Representative Healey and others—

HB 654—A bill to be entitled An act relating to elections; amending s. 106.07(1) and (5), Florida Statutes, and adding a subsection thereto, modifying provisions relating to the filing dates for certain candidates and political committees; eliminating a report for candidates; providing an exemption from filing pre-election reports for certain municipal or special district candidates; amending s. 106.141(6) and (7), Florida Statutes, and adding a new subsection (8) thereto, modifying provisions relating to the disposition of surplus campaign funds; providing

reporting procedures for elected candidates' office accounts; amending s. 106.143(2), Florida Statutes, requiring the political party name to be spelled out in full in certain political advertising; amending s. 106.29(1), Florida Statutes, clarifying the reporting dates for state and county executive committees; authorizing legislative rules with respect to reporting campaign finances of candidates for certain legislative leadership positions; exempting such reports from certain statutory campaign financing provisions; providing that each House of the Legislature may, by rule, provide for the disposition of unexpended funds available for the campaign for Speaker of the House or President of the Senate; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

By the Committee on Ethics & Elections—

HB 1116—A bill to be entitled An act relating to public officers and employees; repealing s. 112.312(1) and (7), Florida Statutes, amending subsection (14), and adding new subsections (2), (9), (15), (16), (17), and (18) thereto; providing definitions; amending s. 112.313(1), (2), (4), (6), (9), and (12), Florida Statutes, and adding subsection (13) thereto; providing standards of conduct for public officers and employees and certain independent contractors doing business with a governmental agency; prohibiting the use of official position or authority to extort money or other pecuniary advantage, induce certain purchases, or delay certain official investigations; prohibiting solicitation or acceptance of gifts; prohibiting unauthorized compensation; prohibiting use of official position to secure a special privilege, benefit, or exemption and defining said terms; requiring disclosure of specified interests; providing exemptions; restricting employment and promotion of relatives; amending s. 112.3143, Florida Statutes; requiring the filing of a written memorandum by public officers with respect to certain voting conflicts; amending s. 112.317(1), (2), and (6), Florida Statutes; providing penalties for specified violations of the State Constitution or other breach of public trust; providing additional penalties for candidates; providing for notification to violators and for voluntary restitution; providing penalties with respect to complaints before the commission; creating s. 112.3171, Florida Statutes; providing penalties and procedures with respect to violations by independent contractors; repealing s. 112.3191, Florida Statutes, which provides a short title, s. 116.111, Florida Statutes, relating to restrictions on employment of relatives, and ss. 839.08-839.10, Florida Statutes, relating to offenses by public officers and employees; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

The Senate recessed at 8:50 a.m.

The Senate was called to order by the President at 9:00 a.m.
A quorum present—40:

Mr. President	Frank	MacKay	Skinner
Anderson	Gordon	Maxwell	Steinberg
Barron	Gorman	McClain	Stuart
Beard	Grizzle	McKnight	Thomas
Carlucci	Hair	Myers	Tobiasen
Chamberlin	Henderson	Neal	Trask
Childers, D.	Hill	Peterson	Vogt
Childers, W. D.	Holloway	Poole	Ware
Dunn	Jenne	Scarborough	Williamson
Fechtel	Johnston	Scott	Winn

Prayer by Dr. Alton Butler, Pastor, Myrtle Grove Baptist Church, Pensacola:

Almighty God, our Heavenly Father, we look to thee at the beginning of a new day. We come in recognition of our weakness and your greatness. Give us not only our daily bread but our daily strength, our daily courage and our daily wisdom. Assure us today that you, and you alone, can supply all of our needs from your riches in glory.

Thank you for this state, favored Florida. You have blessed it with great natural beauty and natural resources. Now we pray that you will bless it with citizens that yearn to be led in paths of righteousness for your name's sake. Help us, our

Father, to live in such a way that Florida may set an example of good citizenship, good Americanism, for all other states in our union.

Thank you for the right to govern ourselves. We ask today that You will lead those who lead us in government. Give to each Senator here the wisdom to discern what is best in the ways of laws and rules for our people. Give them also the patience and courage to see that these acts of legislation are brought to completion and become a part of our lives.

We will thank You from the depths of our hearts for all the blessings we anticipate today. Through Jesus Christ our Lord we pray. Amen.

The Senate pledged allegiance to the flag of the United States of America.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, April 23, 1980:

SB 29	SB 428	SB 576
SB 300	SB 440	CS for SB 580
SB 351	SB 445	SB 7
SB 367	SB 503	
SB 368	SB 517	

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Corrections, Probation and Parole recommends that the Senate confirm the following appointments made by the Governor:

Barbara A. Greadington, Tallahassee, Member, Florida Parole and Probation Commission, for term ending October 6, 1983

Kenneth W. Simmons, Tallahassee, Member, Florida Parole and Probation Commission, for term ending October 6, 1985

The Committee on Education recommends that the Senate confirm the appointment made by the Governor of John Goldsmith, Temple Terrace, Member of the Board of Regents, for term ending September 1, 1980.

The Committee on Judiciary-Criminal recommends that the Senate confirm the appointment made by the Governor of James W. York, Tallahassee, Executive Director, Department of Law Enforcement, to serve at the Pleasure of the Governor.

The appointments contained in the foregoing reports were referred to the Committee on Executive Business under the original reference.

Ways and Means Subcommittee E recommends that the Senate confirm the appointment made by the Governor of William E. Powers, Jr., Tallahassee, Chairman of the Public Employees Relations Commission, for term ending January 1, 1984.

The appointment contained in the foregoing report was referred to the Committee on Ways and Means under the original reference.

The Committee on Agriculture recommends the following pass: SB 431

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 327

The bills contained in the foregoing reports were referred to the Committee on Commerce under the original reference.

The Committee on Judiciary-Civil recommends the following pass: SB 442 with 6 amendments

The bill was referred to the Committee on Economic, Community and Consumer Affairs under the original reference.

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 373 with 4 amendments

The Committee on Transportation recommends the following pass: SB 97 with 3 amendments

The bills contained in the foregoing reports were referred to the Committee on Governmental Operations under the original reference.

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 404

The bill was referred to the Committee on Health and Rehabilitative Services under the original reference.

The Committee on Governmental Operations recommends the following pass: SB 251 with 4 amendments

The Committee on Transportation recommends the following pass: SB 511 with 3 amendments

The bills contained in the foregoing reports were referred to the Committee on Judiciary-Civil under the original reference.

The Committee on Education recommends the following pass: SCR 481

The Committee on Judiciary-Civil recommends the following pass: SB 273

The bills contained in the foregoing reports were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Commerce recommends the following pass: SB 185, SB 245

The Committee on Corrections, Probation and Parole recommends the following pass:

SB 130 with 2 amendments SB 507 with 2 amendments

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 47, SB 117

The Committee on Education recommends the following pass:

SB 496 with 1 amendment SB 486 with 1 amendment
SB 483 SB 610
SB 484

The Committee on Governmental Operations recommends the following pass: SB 169 with 2 amendments

The Committee on Judiciary-Civil recommends the following pass: SB 463

The Committee on Judiciary-Criminal recommends the following pass: SB 284 with 1 amendment

The Committee on Natural Resources and Conservation recommends the following pass:

SB 158 with 2 amendments SB 679 with 2 amendments

The Committee on Transportation recommends the following pass: SB 385 with 2 amendments

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Judiciary-Civil recommends the following pass: SB 558

The bill was referred to the Committee on Ways and Means Subcommittee D under the original reference.

The Committee on Agriculture recommends the following pass: SB 517

The Committee on Commerce recommends the following pass:

SB 114 SB 440 with 2 amendments
SB 159 SB 470
SB 175 with 1 amendment SB 477 with 1 amendment
SB 397 with 1 amendment

The Committee on Economic, Community and Consumer Affairs recommends the following pass:

SB 351 SB 382 with 1 amendment SB 428

The Committee on Education recommends the following pass:

SB 482 with 1 amendment SB 488 with 1 amendment
SB 493 with 2 amendments SB 292 with 4 amendments

The Committee on Governmental Operations recommends the following pass:

SB 115 SB 300 SB 368 with 1 amendment

The Committee on Judiciary-Civil recommends the following pass:

SB 448 with 1 amendment SB 458 with 3 amendments
SB 467 SB 618
SB 553

The Committee on Judiciary-Criminal recommends the following pass:

SB 278 SB 410
SB 94 SB 131 with 1 amendment
SB 365 SB 291

The Committee on Natural Resources and Conservation recommends the following pass: SB 202 with 4 amendments, SB 645

The Committee on Transportation recommends the following pass:

SB 577 SB 594
SB 430 with 2 amendments SB 599 with 1 amendment
SB 579

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Education recommends a Committee Substitute for the following: SB 324

The Committee on Commerce recommends a Committee Substitute for the following: SB 489

The Committee on Education recommends a Committee Substitute for the following: SB 540

The bills with Committee Substitutes attached contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Governmental Operations recommends a Committee Substitute for the following: SB 237, SB 242

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 357

The bills with Committee Substitutes attached contained in the foregoing reports were referred to the Committee on Judiciary-Civil under the original reference.

The Committee on Education recommends a Committee Substitute for the following: SB 389

The Committee on Governmental Operations recommends a Committee Substitute for the following: SB 83

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 228

The Committee on Natural Resources and Conservation recommends a Committee Substitute for the following: SB 623

The Committee on Commerce recommends a Committee Substitute for the following: SB 98, SB 580

The Committee on Education recommends a Committee Substitute for the following: SB 399

The Committee on Transportation recommends a Committee Substitute for the following: SB 535

The bills with Committee Substitutes attached contained in the foregoing reports were placed on the calendar.

The Committee on Governmental Operations recommends the following not pass: SB 42

The bill was laid on the table.

REPORT OF SUBCOMMITTEE TO STANDING COMMITTEE

Ways and Means Subcommittee D recommends favorably to the Committee on Ways and Means: Senate Bills 359, 370 and 434

Ways and Means Subcommittee D recommends favorably to the Committee on Ways and Means:

SB 559	SB 568
SB 560	SB 569
SB 561	SB 571 with 1 amendment
SB 562	SB 572
SB 563	

Ways and Means Subcommittee E recommends favorably to the Committee on Ways and Means:

SB 72 with 1 amendment	SB 423 with 1 amendment
SB 506	

Ways and Means Subcommittee E recommends favorably to the Committee on Ways and Means: SB 161

Ways and Means Subcommittee E recommends favorably with committee substitute to the Committee on Ways and Means: SB 526

REQUESTS FOR EXTENSION OF TIME

April 18, 1980

The Committee on Governmental Operations requests an extension of 15 days for consideration of the following:

SB 19 by Senator Tobiasen	SB 341 by Senator Carlucci
SB 45 by Senator Henderson and others	SB 363 by Senator Fechtel
SB 61 by Senator Vogt	SB 375 by Senator Carlucci
SB 101 by Senator Dunn and others	SB 377 by Senator Stuart
SB 106 by Senator Skinner	SB 395 by Senator Hill and others
SB 156 by Senator Scarborough	SB 415 by Senator Tobiasen
SB 163 by Senator Hair	SB 420 by Senator Tobiasen
SB 171 by Senators Peterson, Trask, Skinner and others	SB 425 by Senator Neal and others
SB 177 by Senator Holloway	SB 450 by Senator Don Childers
SB 230 by Senator Hill	SB 453 by Senator Henderson
SB 282 by Senators McKnight and Hair	SB 472 by Senator Hill
SB 286 by Senator Henderson	SB 476 by Senator Tobiasen
SB 380 by Governmental Operations Committee	SB 501 by Senator Holloway
SB 325 by Senator Winn	SB 539 by Senator MacKay
	SB 524 by Senator Poole
	SB 557 by Senator Myers
	SB 565 by Senator Myers (by request)
	SB 581 by Senator Hill

The Committee on Commerce requests an extension of 15 days for consideration of the following:

SB 4 by Senator Steinberg and others	SE 380 by Senator Chamberlin
SB 6 by Senator Steinberg and others	SE 400 by Senator Hair and others
SB 21 by Senator Holloway	SE 419 by Senator McKnight
SB 24 by Senator Hill	SE 426 by Senator Tobiasen
SB 51 by Senator Anderson	SE 439 by Senator Scott
SB 57 by Senator Trask	SE 451 by Senator Henderson and others
SB 59 by Senator Steinberg	SE 452 by Senator Scott
SB 91 by Senator Anderson	SE 456 by Senator D. Childers
SB 99 by Senator Anderson	SE 460 by Senator Gordon
SB 105 by Senator Carlucci	SE 465 by Senator Gordon
SB 134 by Senator Anderson	SE 466 by Senator Anderson
SB 136 by Senator Anderson	SE 492 by Senator Carlucci
SB 150 by Senator Jenne	SE 494 by Senator Maxwell
SB 152 by Senator Scarborough	SE 502 by Senator Holloway and others
SB 174 by Senator Gordon	SE 512 by Senator Scarborough
SB 176 by Senator Hair	SE 520 by Senator Anderson
SB 189 by Senator Steinberg and others	SE 525 by Senator Hair
SB 192 by Senator Stuart	SE 527 by Senator Vogt and others
SB 194 by Senator Anderson	SE 528 by Senator Vogt
SB 196 by Senator Maxwell	SE 531 by Senator Vogt
SB 198 by Senator Neal	SE 536 by Senator Jenne
SB 208 by Senator MacKay	SE 537 by Senator Hair
SB 226 by Senator Anderson	SE 547 by Senator Holloway and others
SB 233 by Senator Winn	SE 550 by Senator Stuart
SB 240 by Senator McKnight	SE 555 by Senator Jenne
SB 270 by Senator Carlucci and others	SE 556 by Senator Carlucci
SB 279 by Senator Grizzle	SE 566 by Senator Myers
SB 332 by Senator Scarborough	SE 570 by Senator Myers
SB 336 by Senator Henderson	SE 573 by Senator Thomas
SB 371 by Senator Johnston	SE 578 by Senator Thomas

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following:

SB 10 by Senator Tobiasen	SB 288 by Senator Henderson
SB 46 by Senators Henderson and Trask	SB 328 by Senator Grizzle
SB 120 by Senators Henderson and Fechtel	SB 331 by Senator Tobiasen
SB 137 by Senator Trask	SB 338 by Senators Trask, Peterson
SB 145 by Senators Tobiasen, Skinner, W. D. Childers	SB 391 by Senator Steinberg
SB 197 by Senators Neal, Johnston	SB 461 by Senator Gordon
SB 201 by Senators Grizzle, Tobiasen, Johnston, Poole	SB 508 by Senator Fechtel
SB 203 by Senator Grizzle	SB 541 by Senator McKnight
SB 204 by Senator Grizzle	SB 583 by Senator McKnight
SB 252 by Senator Carlucci	SB 632 by Senator Carlucci
SB 263 by Senator Anderson	SB 634 by Senator Grizzle
SB 267 by Senator Henderson	SB 635 by Senator Grizzle
	SB 642 by Senator Henderson
	SB 674 by Senator Anderson
	SB 688 by Senator Steinberg
	SB 698 by Senators McKnight, Anderson, Holloway

The Committee on Transportation requests an extension of 15 days for consideration of the following:

SB 58 by Senator Skinner	SB 457 by Senator Holloway
SB 97 by Senator Winn	SB 511 by Senator Carlucci
SB 356 by Senator Winn	SB 535 by Senator Carlucci
SB 362 by Senator Maxwell	SB 577 by Senator Holloway
SB 385 by Senator Gordon	SB 579 by Senator Holloway
SB 430 by Senator Johnston	

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following:

SB 11 by Senator Steinberg	SB 121 by Senator Frank and others
SJR 25 by Senator Henderson	SB 157 by Senator Carlucci
SB 31 by Senator Tobiasen	SB 210 by Senator Skinner and others
SB 73 by Senator Henderson	
SB 85 by Senator MacKay	

SJR 249 by Senator Grizzle
 SB 265 by Senator Henderson
 SJR 274 by Senator Frank and others
 SB 289 by Senator Thomas
 SCR 294 by Senator Fechtel and others
 SJR 306 by Senator Frank
 SCR 314 by Senator MacKay
 SB 353 by Senator Dunn
 SB 394 by Senator Fechtel
 SB 413 by Senator Neal
 SCR 421 by Senator MacKay
 SB 433 by Senator Maxwell
 SCR 443 by Senator Hair and others
 SB 444 by Senator MacKay
 SB 471 by Senator Grizzle
 SM 480 by Senator Fechtel
 SB 497 by Senator Vogt
 SB 498 by Senator Vogt
 SB 500 by Senator Vogt
 SM 513 by Senator McClain and others
 SCR 516 by Senator Gordon
 SB 518 by Senator Trask
 SR 519 by Senator Henderson
 SB 529 by Senator Vogt
 SB 543 by Senator Vogt
 SB 545 by Senator Stuart
 SB 596 by Senator Holloway

April 18, 1980

Special Master-Claims requests an extension of 15 days for consideration of the following:

SB 3 by Senator Steinberg
 SB 9 by Senator Johnston
 SB 82 by Senator Hill
 SB 140 by Senator Anderson
 SB 160 by Senator Neal
 SB 239 by Senator Dunn
 SB 298 by Senator Myers
 SB 350 by Senator Jenne
 SB 358 by Senator Skinner
 SB 392 by Senator Vogt
 SB 514 by Senator Gordon

April 21, 1980

The Committee on Agriculture requests an extension of 15 days for consideration of the following:

SB 30 by Senator Hair
 SB 155 by Senator Scarborough
 SB 473 by Senator Vogt
 SB 405 by Senator Beard

April 21, 1980

The Committee on Corrections, Probation and Parole requests an extension of 15 days for consideration of the following:

SB 142 by Senator Grizzle
 SB 424 by Senator MacKay
 SB 459 by Senator Fechtel
 SB 546 by Committee on Corrections, Probation and Parole
 SB 548 by Senator Steinberg
 SB 677 by Committee on Corrections, Probation and Parole
 SB 689 by Senator Poole

April 21, 1980

The Committee on Education requests an extension of 15 days for consideration of the following:

SB 133 by Senator Poole
 SB 135 by Senator Peterson
 SB 143 by Senator Steinberg
 SB 246 by Senator Tobiasen
 SB 272 by Senator Maxwell
 SB 302 by Senator Myers
 SB 329 by Senator Steinberg
 SB 335 by Senator Steinberg
 SB 361 by Senator Maxwell
 SB 384 by Senators Myers, Peterson, Trask
 SB 403 by Senator Holloway
 SB 417 by Senator Tobiasen
 SB 429 by Senator Tobiasen
 SB 432 by Senator Tobiasen
 SB 435 by Senator MacKay
 SB 436 by Senator Peterson
 SB 449 by Senators Tobiasen, Winn
 SB 464 by Senator Stuart
 SB 475 by Senator Tobiasen
 SB 487 by Senator Frank
 SB 521 by Senator Frank
 SB 582 by Senator Holloway

April 21, 1980

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following:

SB 2 by Senator Holloway
 SB 70 by Senator Carlucci
 SB 116 by Senator Dunn
 SB 119 by Senator Henderson
 SB 168 by Senator Henderson
 SB 184 by Senator Dunn
 SB 191 by Senator Steinberg
 SB 283 by Senator Gordon
 SB 354 by Senator Chamberlin
 SB 376 by Senator MacKay
 SB 409 by Senator Beard
 SB 411 by Senator Beard
 SB 418 by Senator Gordon
 SB 446 by Senator Steinberg
 SB 447 by Senator Steinberg
 SB 478 by Senator Gordon
 SB 491 by Senator Chamberlin
 SB 532 by Senator Gordon
 SB 533 by Senator Gordon
 SB 538 by Senator Carlucci
 SB 542 by Senator Grizzle
 SB 551 by Senator Stuart
 SB 585 by Senator McKnight
 SB 586 by Senator Holloway
 SB 587 by Senator McKnight

April 21, 1980

The Committee on Judiciary-Civil requests an extension of 15 days for consideration of the following:

SB 26 by Senator Johnston
 SB 28 by Senator Tobiasen
 SB 35 by Senator Steinberg
 SB 54 by Senator Steinberg
 SB 125 by Senator Dunn
 SB 146 by Senator Jenne
 SB 147 by Senator Jenne
 SB 149 by Senator Jenne
 SB 151 by Senators Hair, McClain, Scarborough
 SB 180 by Senator Tobiasen
 SJR 181 by Senator Tobiasen
 SB 241 by Senator Henderson
 SB 255 by Senator Dunn
 SB 261 by Senator Winn
 SB 262 by Senator Dunn
 SB 269 by Senators Stuart, Steinberg, Johnston, Gordon
 SB 273 by Senator Frank and others
 SB 352 by Senator Dunn
 SB 387 by Senator Trask
 SB 393 by Senator Dunn
 SB 442 by Senators Dunn, Jenne
 SB 448 by Senator Hair
 SB 458 by Senator Hair
 SB 463 by Senator Scott
 SB 467 by Senator Anderson

April 21, 1980

The Committee on Judiciary-Civil requests an extension of 15 days for consideration of the following:

SB 469 by Judiciary-Civil Committee
 SB 485 by Senator Frank
 SB 490 by Senator Hair
 SB 515 by Senator McClain
 SB 522 by Senator Tobiasen
 SB 530 by Senator Vogt
 SB 553 by Senator Jenne
 SB 558 by Senator Myers
 SJR 591 by Senator Gordon

April 21, 1980

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following:

SB 8 by Senator Skinner and others
 SB 39 by Senator Steinberg
 SB 40 by Senator Steinberg
 SB 71 by Senator McClain
 SB 81 by Senator Jenne
 SB 110 by Senator Carlucci
 SB 129 by Senators Stuart, Gorman and others
 SB 148 by Senator Jenne
 SB 182 by Senator Carlucci
 SB 212 by Senator Scarborough
 SB 238 by Senator Dunn
 SB 253 by Senator Dunn
 SB 256 by Senator Dunn and others
 SB 280 by Senator Grizzle
 SB 296 by Senator Carlucci
 SB 322 by Senator Carlucci
 SB 366 by Senator Steinberg
 SB 113 by Senator Anderson
 SB 318 by Senator Trask
 SB 372 by Senator Steinberg
 SB 408 by Senator Beard
 SB 412 by Senator Beard
 SB 441 by Senator Beard
 SB 468 by Senator Dunn
 SB 474 by Senator McKnight
 SB 479 by Senator Gordon
 SB 504 by Senator Carlucci
 SB 510 by Senator McKnight
 SB 534 by Senator Carlucci
 SB 552 by Senator Jenne
 SB 554 by Senator Jenne
 SB 323 by Senator Carlucci

April 22, 1980

The Committee on Economic, Community and Consumer Affairs requests an extension of 15 days for consideration of the following:

SB 36 by Senator Steinberg
 SB 37 by Senator Steinberg
 SB 41 by Senator Steinberg
 SJR 44 by Senator Henderson
 SB 64 by Senator Vogt
 SB 80 by Senator Frank
 SB 92 by Senator Steinberg
 SB 104 by Senator Hill
 SB 107 by Senator Steinberg
 SB 108 by Senator D. Childers
 SB 109 by Senator Maxwell
 SB 122 by Senator Neal
 SB 124 by Senator Dunn
 SB 138 by Senator Poole
 SB 164 by Senator Scott
 SB 165 by Senator Scott
 SB 172 by Senator Johnston
 SB 186 by Senator McClain
 SB 205 by Senator Grizzle
 SB 227 by Senator Anderson
 SB 229 by Senator Steinberg
 SB 234 by Senator Chamberlin
 SB 243 by Senator D. Childers
 SB 244 by Senator Neal
 SB 258 by Senator Steinberg
 SB 259 by Senator Vogt
 SB 266 by Senator Henderson
 SB 268 by Senator Stuart
 SB 271 by Senator Scarborough
 SB 277 by Senator Gorman
 SB 316 by Senator Trask
 SB 319 by Senator Trask
 SB 320 by Senator Trask
 SB 360 by Senator Steinberg
 SB 374 by Senator Steinberg
 SB 379 by Senator Hill
 SB 383 by Senator Fechtel
 SB 455 by Senator Tobiasen
 SB 495 by Senator Scarborough
 SB 499 by Senator Chamberlin
 SB 509 by Senator Hill

SB 523 by Senator Poole
 SB 544 by Senator Scott
 SB 584 by Senator McKnight
 SB 588 by Senator Neal

SB 595 by Senator Jenne
 SB 600 by Senator Poole
 SB 607 by Senator Fechtel

Scott
 Skinner
 Steinberg

Stuart
 Thomas
 Tobiasen

Trask
 Vogt
 Ware

Williamson
 Winn

Nays—None

On motions by Senator Barron, the rules were waived by unanimous consent and the Senate reverted to Introduction for the purpose of introducing the following bill out of order:

INTRODUCTION

By Senator Barron—

SB 1142—A bill to be entitled An act relating to public records; adding subsection (6) to section 119.07, Florida Statutes; providing an exemption from the laws relating to the keeping, destruction, custody, inspection, and examination of public records; providing an effective date.

—which was read the first time by title and referred to the Committees on Rules and Calendar and Judiciary-Civil.

Senator Scarborough presiding

On motions by Senator Barron, by two-thirds vote SB 1142 was withdrawn from the Committees on Rules and Calendar and Judiciary-Civil and by two-thirds vote placed on the special order calendar.

On motions by Senator Barron, by unanimous consent SB 1142 was taken up out of order and by two-thirds vote read the second time by title.

On motion by Senator Barron, by two-thirds vote SB 1142 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Anderson	Gordon	Maxwell	Steinberg
Barron	Gorman	McClain	Stuart
Beard	Grizzle	McKnight	Thomas
Carlucci	Hair	Myers	Tobiasen
Chamberlin	Henderson	Neal	Trask
Childers, D.	Hill	Peterson	Vogt
Childers, W. D.	Holloway	Poole	Ware
Dunn	Jenne	Scarborough	Williamson
Fechtcl	Johnston	Scott	Winn
Frank	MacKay	Skinner	

Nays—None

On motion by Senator Barron, the rules were waived and SB 1142 was ordered immediately certified to the House.

On motion by Senator Frank, by unanimous consent—

SB 576—A bill to be entitled An act relating to the State University System; naming the College of Business Administration building the Chester Howell Ferguson Building; directing the University of South Florida to erect suitable markers; providing an effective date.

—was taken up out of order and read the second time by title. On motion by Senator Frank, by two-thirds vote SB 576 was read the third time by title.

Senator Neal moved that consideration of SB 576 be deferred until 9:40 a.m. The motion failed.

SB 576 passed and was certified to the House. The vote on passage was:

Yeas—39

Anderson	Dunn	Henderson	McClain
Barron	Fechtcl	Hill	McKnight
Beard	Frank	Holloway	Myers
Carlucci	Gordon	Jenne	Neal
Chamberlin	Gorman	Johnston	Peterson
Childers, D.	Grizzle	MacKay	Poole
Childers, W. D.	Hair	Maxwell	Scarborough

On motion by Senator Frank, the rules were waived and SB 576 was ordered immediately certified to the House.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Fechtel, by two-thirds vote SB 459 was withdrawn from the Committee on Corrections, Probation and Parole.

On motions by Senator Poole, by two-thirds vote SB 369 was withdrawn from the committee of reference and indefinitely postponed.

On motions by Senator McKnight, by two-thirds vote Senate Bills 695, 510 and SJR 794 were withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Stuart, by two-thirds vote SB 377 was withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Henderson, by two-thirds vote SJR 44 and SB 45 were withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Gordon, by two-thirds vote SB 291 was removed from the calendar and referred to the Committee on Ways and Means.

On motions by Senator Gordon, the rules were waived and by two-thirds vote Senate Bills 166 and 179 were withdrawn from the Committee on Ways and Means.

On motions by Senator Vogt, by two-thirds vote SB 621 was withdrawn from the committees of reference and indefinitely postponed.

By permission, Senator Skinner withdrew SB 1034 prior to introduction.

On motion by Senator Gordon, the rules were waived and by two-thirds vote SB 505 was withdrawn from Ways and Means Subcommittee D.

On motion by Senator Dunn, the rules were waived and by two-thirds vote SB 171 was withdrawn from the Committee on Governmental Operations.

The President presiding

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had transmitted to the office of the Secretary of State SB 438 which he had approved April 15.

Appointments Subject to Confirmation by the Senate

The Secretary of State on April 10, 1980, certified that pursuant to the provisions of Section 114.05, Florida Statutes, a certificate subject to confirmation by the Senate had been prepared for the following:

J. H. Baroco, Jr., Pensacola, Member of the Civil Service Board of the County of Escambia, for term ending February 15, 1983

Howard T. Souther, Tampa, Member of the Firefighters Standards and Training Council, to serve at the pleasure of the State Fire Marshal

The Secretary of State on April 11, 1980, certified that pursuant to the provisions of Section 114.05, Florida Statutes, a certificate subject to confirmation by the Senate had been prepared for the following:

Jack E. Snider, Jacksonville, Member of the Board of Trustees of the Florida School for the Deaf and the Blind, for term ending November 14, 1982

Malcolm Kenneth Pfeiffer, Pensacola, Member of the Board of Pharmacy, for term ending August 1, 1982

Franklin M. Kenward, Miami, Member of the Board of Dentistry, for term ending February 7, 1984

The Secretary of State on April 15, 1980, certified that pursuant to the provisions of Section 114.05, Florida Statutes, a certificate subject to confirmation by the Senate had been prepared for the following:

John W. Seay, Ocala, Member of the Board of Trustees for the Florida School for the Deaf and the Blind, for a term ending November 7, 1983.

The Secretary of State on April 16, 1980, certified that pursuant to the provisions of Section 114.05, Florida Statutes, a certificate subject to confirmation by the Senate had been prepared for the following:

Garth C. Reeves, Jr., Miami, Member of the Board of Real Estate, for a term ending March 5, 1982

William A. O'Leary, South Miami, Member of the Board of Landscape Architecture, for a term ending March 4, 1984

Edward M. Gates, Marathon Shores, Member of the Board of Trustees of the Florida Keys Community College, for a term ending May 31, 1981

Nancy A. Slicner, Key West, Member of the Board of Trustees for the Florida Keys Community College, for a term ending May 31, 1983

Veda Fish Dopson, Macclenny, Member of the Board of Trustees of the Lake City Community College for a term ending May 31, 1983

[Referred to the Committee on Executive Business]

Withdrawal of Appointment

The Governor withdrew the appointment of Ric Cooper-Nurse, Lauderdale Lakes, to the State Community College Coordinating Board.

EXECUTIVE ORDER NUMBER 79-52

(Executive Order of Suspension)

WHEREAS, Robert A. Driggers is presently serving as Clerk of the Circuit Court of Union County, Florida, and

WHEREAS, on July 3, 1979 the Honorable QUILLIAN YANCEY, State Attorney for the Tenth Judicial Circuit of Florida, pursuant to authority under Executive Orders 78-70 and 79-34 filed an Information in Union County charging the said Robert A. Driggers with criminal violations of the laws of Florida, and

WHEREAS, based upon an investigation conducted by the Florida Department of Law Enforcement and a report of the Honorable QUILLIAN YANCEY, it appears that it is in the best interest of the citizens of the State of Florida that Robert A. Driggers be suspended from the public office which he now holds, upon the constitutional grounds hereinafter set forth;

NOW, THEREFORE, I, BOB GRAHAM, as Governor, pursuant to the Constitution and laws of the State of Florida, do hereby find, determine, and for the purpose of Section 112.41, Florida Statutes, allege as follows:

A. Robert A. Driggers is, and at all times material hereto was, Clerk of the Circuit Court, Union County, Florida.

B. The Office of Clerk of the Circuit Court is within the purview of the suspension powers of the Governor pursuant to Article IV, Section 7, Florida Constitution.

C. The attached Information alleges that Robert A. Driggers did commit acts and violations of Florida law and these allegations are hereby incorporated by reference as if fully set forth in this Executive Order thereby constituting grounds for suspension under Section 7, Article IV, Florida Constitution.

D. The facts alleged herein constitute the offenses of malfeasance, misfeasance, neglect of duty, commission of a felony or incompetence as such offenses are used in Section 7, Article IV, Florida Constitution.

E. The interest of the residents of Union County, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of Robert A. Driggers from the public office which he now holds.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and laws of the State of Florida, the following Executive Order is hereby promulgated effective at 5:00 p.m., Tuesday, July 10, 1979:

1. Robert A. Driggers is hereby suspended as and from the public office which he now holds, to-wit: Clerk of the Circuit Court, Union County, Florida.

2. Robert A. Driggers is hereby prohibited from performing any official act, duty or function of public office, from receiving any pay or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until further executive order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 10th day of July 1979.

BOB GRAHAM
GOVERNOR

ATTEST:
GEORGE FIRESTONE
SECRETARY OF STATE

IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL CIRCUIT OF THE STATE OF FLORIDA IN AND FOR UNION COUNTY

STATE OF FLORIDA CASE NO:
v. DIRECT INFORMATION
ROBERT A. DRIGGERS

INFORMATION FOR:

PERJURY
F.S. 837.02 (F3) — 3 COUNTS

PERJURY
F.S. 117.03 (F3) — 3 COUNTS

BRIBERY
F.S. 838.015 (F3) — 2 COUNTS

FORGERY
F.S. 831.01 (F3) — 1 COUNT

UTTERING A FORGED INSTRUMENT
F.S. 831.02 (F3) — 1 COUNT

GRAND LARCENY
F.S. 811.021 (F3) — 23 COUNTS

GRAND LARCENY
F.S. 812.021 (F3) — 15 COUNTS

In The Name and By Authority of The State of Florida:

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and the State of Florida, under oath information makes that:

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 9th day of February, 1977, in an official proceeding, to-wit: an investigation ordered by the

Florida Commission on Ethics, a body created pursuant to Florida Statute 112.320, wilfully, knowingly, falsely, feloniously and corruptly did execute a written statement in words and figures as follows, to-wit:

"I deny making any job offer to S. Bryan Hendricks or authorize anyone to make such an offer in my behalf in return for his withdrawing from the race for Clerk of the Circuit Court of Union County, Florida."

and

then and there falsely did swear before a notary public that the averments contained therein were true, such matters being material to said investigation, then and there knowing that he swore falsely and that the matters set forth in said statement were untrue.

SAID false sworn statement aforesaid was made to an investigator then and there conducting a preliminary investigation on behalf of the said Florida Commission on Ethics into allegations and complaints that said ROBERT A. DRIGGERS had offered a job to one S. Bryan Hendricks for the purpose of persuading the said S. Bryan Hendricks to withdraw his candidacy for the office of Clerk of the Circuit Court for Union County Florida, contrary to the laws of the State of Florida in such cases made and provided, and against the peace and dignity of the State of Florida.

COUNT TWO

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and the State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 9th day of February, 1977, in an official proceeding, to-wit: an investigation ordered by the Florida Commission on Ethics, a body created pursuant to Florida Statute 112.320, wilfully, knowingly, falsely, feloniously and corruptly did execute a written statement in words and figures as follows, to-wit:

"Such minutes reflect a true and accurate statement of the meeting of August 8, 1972, and have not been altered, changed, or forged in any manner by me or at my direction."

and then and there falsely did swear before a notary public that the averments contained therein were true, such matters being material to said investigation, then and there knowing that he swore falsely and that the matters set forth in said statement were untrue.

SAID false sworn statement aforesaid was made to an investigator then and there conducting a preliminary investigation on behalf of the said Florida Commission on Ethics into allegations and complaints that said ROBERT A. DRIGGERS had wrongfully altered the minutes of the August 8, 1972 meeting of the Union County Commission by inserting language granting a five hundred dollar per month pay raise for himself, which pay raise allegedly was not authorized by said County Commission, contrary to the laws of the State of Florida in such cases made and provided, and against the peace and dignity of the State of Florida.

COUNT THREE

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and the State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the

County and State aforesaid, on the 9th day of February, 1977, in an official proceeding, to-wit: an investigation ordered by the Florida Commission on Ethics, a body created pursuant to Florida Statute 112.320, wilfully, knowingly, falsely, feloniously and corruptly did execute a written statement in words and figures as follows, to-wit:

"The minutes of the Board of County Commissioners always reflect a true record of the business as transacted by the Board of County Commissioners."

and then and there falsely did swear before a notary public that the averments contained therein were true, such matters being material to said investigation, then and there knowing that he swore falsely and that the matters set forth in said statement were untrue.

SAID false sworn statement aforesaid was made to an investigator then and there conducting a preliminary investigation on behalf of the said Florida Commission on Ethics into allegations and complaints that said ROBERT A. DRIGGERS had wrongfully altered the minutes of the August 8, 1972 meeting of the Union County Commission by inserting language granting a five hundred dollar per month pay raise for himself, which pay raise allegedly was not authorized by said County Commission, contrary to the laws of the State of Florida in such cases made and provided, and against the peace and dignity of the State of Florida.

COUNT FOUR

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since and before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 9th day of February, 1977, wilfully, knowingly, falsely, feloniously and corruptly did execute a written statement in words and figures as follows, to-wit:

"I deny making any job offer to S. Bryan Hendricks or authorize anyone to make such an offer in my behalf in return for his withdrawing from the race for Clerk of the Circuit Court of Union County, Florida."

and then and there falsely did swear before a notary public that the averments contained therein were true, such matters being material to a preliminary investigation being made on behalf of the said Florida Commission on Ethics into allegations and complaints that said ROBERT A. DRIGGERS had offered a job to one S. Bryan Hendricks for the purpose of persuading the said S. Bryan Hendricks to withdraw his candidacy for the office of Clerk of the Circuit Court for Union County Florida, then and there knowing that he swore falsely and that the matters set forth in said statement were untrue, contrary to the laws of the State of Florida in such cases made and provided, and against the peace and dignity of the State of Florida.

COUNT FIVE

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 9th day of February, 1977, wilfully, knowingly, falsely, feloniously and corruptly did execute a written statement in words and figures as follows, to-wit:

"Such minutes reflect a true and accurate statement of the meeting of August 8, 1972, and have not been altered, changed, or forged in any manner by me or at my direction."

and then and there falsely did swear before a notary public that the averments contained therein were true, such matters being material to said investigation, then and there knowing that he swore falsely and that the matters set forth in said statement were untrue.

SAID false sworn statement aforesaid was made to an investigator then and there conducting a preliminary investigation on behalf of the said Florida Commission on Ethics into allegations and complaints that said ROBERT A. DRIGGERS had wrongfully altered the minutes of the August 8, 1972 meeting of the Union County Commission by inserting language granting a five hundred dollar per month pay raise for himself, which pay raise allegedly was not authorized by said County Commission, contrary to the laws of the State of Florida in such cases made and provided, and against the peace and dignity of the State of Florida.

COUNT SIX

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and the State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 9th day of February, 1977, wilfully, knowingly, falsely, feloniously and corruptly did execute a written statement in words and figures as follows, to-wit:

"The minutes of the Board of County Commissioners always reflect a true record of the business as transacted by the Board of County Commissioners."

and then and there falsely did swear before a notary public that the averments contained therein were true, such matters being material to said investigation, then and there knowing that he swore falsely and that the matters set forth in said statement were untrue.

SAID false sworn statement aforesaid was made to an investigator then and there conducting a preliminary investigation on behalf of the said Florida Commission on Ethics into allegations and complaints that said ROBERT A. DRIGGERS had wrongfully altered the minutes of the August 8, 1972 meeting of the Union County Commission by inserting language granting a five hundred dollar per month pay raise for himself, which pay raise allegedly was not authorized by said County Commission, contrary to the laws of the State of Florida in such cases made and provided, and against the peace and dignity of the State of Florida.

COUNT SEVEN

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION and the State of Florida, under oath information makes that

ROBERT A. DRIGGERS, being then and there a public servant, to-wit: the Clerk of the Circuit Court in and for Union County, Florida, which said office the said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of the filing of this information, in the County and State aforesaid, on the 22nd day of July, 1976, with an intent to influence the performance of an act in the performance of a public duty, to-wit: the appointment or selection by the said ROBERT A. DRIGGERS of an Administrative Assistant to himself as Clerk of the Circuit Court of said Union County, which the said ROBERT A. DRIGGERS represented as being within his official discretion, corruptly did offer or agree to

accept for himself a benefit, to-wit: the withdrawal of Stephen Bryan Hendricks as a candidate opposing the said ROBERT A. DRIGGERS for the office of Clerk of the Circuit Court in and for Union County, Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT EIGHT

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and the State of Florida, under oath information makes that

ROBERT A. DRIGGERS, being then and there a public servant, to-wit: the Clerk of the Circuit Court in and for Union County, Florida, which said office the said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of the filing of this information, in the County and State aforesaid, on the 23rd day of July, 1976, with an intent to influence the performance of an act in the performance of a public duty, to-wit: the appointment or selection by the said ROBERT A. DRIGGERS of an Administrative Assistant to himself as Clerk of the Circuit Court of said Union County, which the said ROBERT A. DRIGGERS represented as being within his official discretion, corruptly did offer or agree to accept for himself a benefit, to-wit: the withdrawal of Stephen Bryan Hendricks as a candidate opposing the said ROBERT A. DRIGGERS for the office of Clerk of the Circuit Court in and for Union County, Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT NINE

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and the State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 1st day of October, 1972 with intent to injure and defraud did falsely make, alter, forge or counterfeit a certain public record, to-wit: the minutes of the August 8, 1972 meeting of the Board of County Commissioners of Union County, Florida contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT TEN

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 1st day of October, 1972, then and there knowing the same to be false, altered, forged and counterfeited, and with intent to injure and defraud, did utter and publish as true a certain false, forged, altered and counterfeited public record, to-wit: the minutes of the August 8, 1972 meeting of the Board of County Commissioners of Union County, Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT ELEVEN

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said **ROBERT A. DRIGGERS** holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 30th day of April, 1974, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, con-

trary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT NINETEEN

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 3rd day of June, 1974, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT TWENTY

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 5th day of July, 1974, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT TWENTY-ONE

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 31st day of July, 1974, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT TWENTY-TWO

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT

A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 30th day of August 1974, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County, Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT TWENTY-THREE

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 25th day of September 1974 did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT TWENTY-FOUR

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 30th day of September, 1974, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County, Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT TWENTY-FIVE

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 31st day of October, 1974, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT TWENTY-SIX

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

aforesaid, on the 27th day of February, 1976, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT FORTY-TWO

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 31st day of March, 1976, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT FORTY-THREE

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 30th day of April, 1976, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT FORTY-FOUR

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 31st day of May, 1976, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT FORTY-FIVE

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the

commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 30th day of June, 1976, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT FORTY-SIX

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 30th day of July, 1976, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT FORTY-SEVEN

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 31st day of August, 1976, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

COUNT FORTY-EIGHT

QUILLIAN S. YANCEY, as State Attorney of and for the Tenth Judicial Circuit of the State of Florida, as the Assigned State Attorney pursuant to Executive Order 78-70, and the extension thereof being Executive Order 79-34, prosecuting for the State of Florida in the County of UNION, and State of Florida, under oath information makes that

ROBERT A. DRIGGERS, while holding a public office under the laws of the State of Florida, to-wit: Clerk of the Circuit Court of Union County, Florida, which said office said ROBERT A. DRIGGERS holds and has held continuously since before the commission of the acts hereinafter alleged, up to and including the date of filing this information, in the County and State aforesaid, on the 30th day of September, 1976, did steal property, to-wit: money in currency and coin of the United States of America, current of the value of One Hundred Dollars (\$100.00) or more, the property of Union County, Florida, contrary to the laws of the State of Florida in such cases made and provided and against the peace and dignity of the State of Florida.

QUILLIAN S. YANCEY

as Assigned State Attorney pursuant to Executive Orders 78-70 and 79-34

STATE OF FLORIDA COUNTY OF ALACHUA

Personally appeared before me QUILLIAN S. YANCEY, as the Assigned State Attorney of and for the Tenth Judicial Circuit of the State of Florida, pursuant to Executive Order

78-70 and the extension thereof, being Executive Order 79-34, who, being duly sworn, says that the allegations set forth in the foregoing information are based upon facts which have been sworn to as true and which, if true, would constitute the offense therein charged, that he has received testimony under oath from material witnesses for the offenses, and that this prosecution is instituted in good faith.

QUILLIAN S. YANCEY
as Assigned State Attorney pursuant
to Executive Orders 78-70 and 79-34

Sworn to and subscribed before me this 3rd day of July, A.D. 1979.

Linda S. Parrish
NOTARY PUBLIC STATE OF FLORIDA AT LARGE
MY COMMISSION EXPIRES MAR. 20 1983
BONDED THRU GENERAL INS. UNDERWRITERS

EXECUTIVE ORDER NUMBER 79-83
(Executive Order of Reinstatement)

WHEREAS, ROBERT A. DRIGGERS was suspended as the Clerk of the Circuit Court of Union County, Florida, pursuant to Executive Order 79-52, dated July 10, 1979, and

WHEREAS, ROBERT A. DRIGGERS has been found not guilty by a circuit court jury of the Eighth Judicial Circuit of the State of Florida of the felony charges alleged in the Direct Information filed against him on July 3, 1979 by the Honorable Quillian S. Yancey, the Assigned State Attorney.

NOW, THEREFORE, I, BOB GRAHAM, as Governor of the State of Florida, by the power vested in me by the Constitution and Laws of Florida, do hereby promulgate the following Executive Order, effective immediately:

1. That Executive Order of the Governor 79-52 is hereby revoked and the suspension of ROBERT A. DRIGGERS is terminated pursuant to Section 7(a) of Article IV, Florida Constitution (1968).



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capital, this 5th day of October, 1979.

Bob Graham
GOVERNOR

ATTEST:
George Firestone
SECRETARY OF STATE

EXECUTIVE ORDER NUMBER 79-82
(Executive Order of Suspension)

WHEREAS, William L. Potter is presently serving as a member of the School Board of Liberty County, Florida, and

WHEREAS, On September 20, 1979 the Honorable CURTIS A. GOLDEN, State Attorney for the First Judicial Circuit of Florida, pursuant to authority under Executive Order 79-54 filed an Information in Liberty County charging the said William L. Potter with criminal violations of the laws of Florida, and

WHEREAS, based upon the results of an investigation conducted by the Florida Department of Law Enforcement and a report of the Honorable CURTIS A. GOLDEN, it appears that it is in the best interest of the citizens of the State of Florida that William L. Potter be suspended from the public office which he now holds, upon the constitutional grounds herein-after set forth;

NOW, THEREFORE, I, BOB GRAHAM, as Governor, pursuant to the Constitution and laws of the State of Florida, do hereby find, determine, and for the purpose of Section 112.41, Florida Statutes, allege as follows:

A. William L. Potter is, and at all times hereto was, a member of the School Board of Liberty County, Florida.

B. The Office of School Board Member is within the purview of the suspension powers of the Governor pursuant to Article IV, Section 7, Florida Constitution.

C. Count Two of the attached Information alleges that William L. Potter did commit acts and violations of Florida law and these allegations are hereby incorporated by reference as if fully set forth in this Executive Order, thereby constituting grounds for suspension under Article IV, Section 7, Florida Constitution.

D. The facts alleged herein constitute the offenses of malfeasance, misfeasance and commission of a felony as such offenses are used in Article IV, Section 7, Florida Constitution.

E. The interest of the residents of Liberty County, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of William L. Potter from the public office which he now holds.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and laws of the State of Florida, the following Executive Order is hereby promulgated effective at 5:00 p.m., Friday, September 28, 1979:

1. William L. Potter is hereby suspended as and from the public office which he now holds, to-wit: Member of the School Board of Liberty County, Florida.

2. William L. Potter is hereby prohibited from performing any official act, duty or function of public office, from receiving any pay or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until further executive order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 27th day of September 1979.

Bob Graham
GOVERNOR

ATTEST:
George Firestone
SECRETARY OF STATE

IN THE NAME AND BY THE AUTHORITY OF THE
STATE OF FLORIDA
IN THE CIRCUIT COURT OF LIBERTY COUNTY, FLORIDA
The 19th day of September, 1979.

CURTIS A. GOLDEN, State Attorney for the First Judicial Circuit of Florida, (pursuant to his assignment by the Honorable Bob Graham, Governor of Florida, to the Second Judicial Circuit of Florida, of July 17, 1979, to discharge the duties of the Honorable Harry Morrison, State Attorney for the Second Judicial Circuit of Florida, as they relate to the investigation, prosecution and representation of the State of Florida in all matters pertaining to or arising from allegations of election law violations in Liberty County, Florida), prosecuting for the State of Florida in Liberty County, Florida, charges that BRADLEY HARVELL between September 12, 1978, and October 5, 1978, both inclusive, at and in Liberty County, Florida, did willfully, knowingly, and unlawfully give to Betty Burke something of value, to-wit: lawful currency of the United States of America, with intent to willfully, knowingly, and unlawfully buy the vote of, or corruptly influence Betty Burke in casting her vote in the 1978 Second Democratic Primary Election in Liberty County, Florida, in violation of Section 104.061(2), Florida Statutes.

COUNT TWO: And your informant aforesaid, prosecuting as aforesaid, on his oath aforesaid, further information makes that W. L. POTTER and GERALINE POTTER, between September 12, 1978, and October 5, 1978, both inclusive, at and in Liberty County, Florida, did willfully, knowingly, and unlawfully aid and abet a violation of the Florida Election Code in that the said W. L. POTTER and GERALINE POTTER did aid and abet BRADLEY HARVELL in unlawfully giving something of value, to-wit: lawful currency of the United States of America to Betty Burke with intent to willfully, knowingly, and unlawfully buy the vote of, or corruptly influence Betty Burke in casting her vote in the 1978 Second Democratic Primary Election in Liberty County, Florida, in violation of Section 104.061(2) and 104.091, Florida Statutes.

against the form of the Statute in such case made and provided, and against the peace and dignity of the State of Florida.

**STATE OF FLORIDA,
LIBERTY COUNTY**

Personally appeared before me, CURTIS A. GOLDEN, assigned State Attorney, as hereinbefore alleged, who first being duly sworn, says that the allegations as set forth in the foregoing information are based upon facts that have been sworn to as true, and which if true, would constitute the offense therein charged.

Curtis A. Golden

Assigned State Attorney for the Second Judicial Circuit, as hereinbefore alleged.

Sworn to and subscribed before me this 19th day of September, A. D., 1979.

Duncan Hosford

Notary Public

My Commission Expires Jan. 1981

**EXECUTIVE ORDER NUMBER 79-95
(Executive Order of Suspension)**

WHEREAS, Neal Adams is presently serving as a member of the Board of County Commissioners, Dade County, Florida, and

WHEREAS, on November 16, 1979 the Honorable JANET RENO, State Attorney for the Eleventh Judicial Circuit of Florida, filed an Information in the Circuit Court for the Eleventh Judicial Circuit in Dade County charging the said Neal Adams with criminal violations of the laws of Florida, and

WHEREAS, based upon an investigation conducted by Dade County law enforcement officers and the office of the Honorable JANET RENO, it appears that it is in the best interest of the citizens of the State of Florida that Neal Adams be suspended from the public office which he now holds, upon the constitutional grounds hereinafter set forth;

NOW, THEREFORE, I, BOB GRAHAM, as Governor, pursuant to the Constitution and laws of the State of Florida, do hereby find, determine, and for the purpose of Section 112.41, Florida Statutes, allege as follows:

A. Neal Adams is, and at all times material hereto was, a County Commissioner, Dade County, Florida.

B. The Office of County Commissioner is within the purview of the suspension powers of the Governor pursuant to Article IV, Section 7, Florida Constitution.

C. The attached Information alleges that Neal Adams did commit acts and violations of Florida law and these allegations are hereby incorporated by reference as if fully set forth in this Executive Order thereby constituting grounds for suspension under Article IV, Section 7, Florida Constitution.

D. The facts alleged herein constitute the offenses of malfeasance, misfeasance and commission of a felony as such offenses are used in Article IV, Section 7, Florida Constitution.

E. The interest of the residents of Dade County, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of Neal Adams from the public office which he now holds.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and laws of the State of Florida, the following Executive Order is hereby promulgated effective at 5:00 p.m., November 21, 1979.

1. Neal Adams is hereby suspended as and from the public office which he now holds, to-wit: County Commissioner, Dade County, Florida.

2. Neal Adams is hereby prohibited from performing any official act, duty or function of public office, from receiving any pay or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until further executive order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 21 day of November, 1979.

Bob Graham
Governor

ATTEST:
George Firestone
Secretary of State

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL
CIRCUIT OF FLORIDA IN AND FOR DADE COUNTY**

FALL TERM, 1979

THE STATE OF FLORIDA

VS.

(A) NEAL ADAMS,
(B) FRED BAILEY,
(C) CYRIL FAGIN and
(D) CALVIN SILBER

INFORMATION FOR:

- I CONSPIRACY TO OPERATE A GAMBLING PLACE (A, B, D)
- II CONSPIRACY TO AID OR ASSIST IN CONDUCTING A LOTTERY (A, B, D)
- III AIDING OR ASSISTING IN CONDUCTING A LOTTERY (A, B, C, D)
- IV OPERATING A GAMBLING PLACE (A, B, D)
- V OPERATING A GAMBLING PLACE (C only)

**IN THE NAME AND BY THE AUTHORITY OF THE STATE
OF FLORIDA:**

I, JANET RENO, State Attorney of the Eleventh Judicial Circuit of Florida, prosecuting for the State of Florida, in the County of Dade, under oath, information makes that NEAL ADAMS (hereafter ADAMS), FRED BAILEY (hereafter BAILEY), and CALVIN SILBER (hereafter SILBER), on or before the 1st day of March, 1977, and continuing through the 6th day of June, 1979, in the County and State aforesaid, did wilfully, knowingly, and unlawfully agree, conspire, combine, or confederate with each other to violate the laws of the State of Florida, to-wit: to, by themselves, their servants, clerks, agents, or the employees of Northside Amusements, Inc., have, keep, exercise, or maintain a gambling place, known as the Northside Bingo Hall, located at 77 West Plaza, Miami, Dade County, Florida, at regular or frequent intervals for the purpose of conducting the gambling game commonly known as Bingo, in a manner not authorized by law, that is on or before March 1, 1977, BAILEY and SILBER, acting through Northside Amusements, Inc., a corporation they created and controlled, entered into an agreement, understanding, or common plan with ADAMS, acting through the Brownsville Improvement Association, an organization controlled by ADAMS, to conduct bingo games not authorized by law, for a period of five years, at the Northside Bingo Hall, in violation of Section 849.01, Florida Statutes, as evidenced by but not limited to the following:

1. Northside Amusements, Inc., subleased the Northside Bingo Hall to the Brownsville Improvement Association. BAILEY executed the lease on behalf of Northside Amusements, Inc. ADAMS executed the lease on behalf of the Brownsville Improvement Association.

Under the terms of the lease the Brownsville Improvement Association agreed to pay rent in excess of \$100,000 per year to the Northside Amusement Inc., for a total of over \$500,000.00 during the entire term of the five year lease.

2. On or about March 1, 1977, and continuing through June 6, 1979, BAILEY, SILBER and ADAMS, acting through the Brownsville Improvement Association, maintained leases with charitable organizations to sponsor bingo games on various days at the Northside Bingo Hall so that the conduct of bingo games in the charities' names would have the appearance of being conducted or sponsored by organizations lawfully permitted to conduct or sponsor bingo games.

3. On or about February 10, 1978, and again on or about September 22, 1978, BAILEY, on behalf of Northside Amusements, Inc., filed with the Office of the Dade County Tax Collector a sworn application for a Bingo Owner and/or Lessor's Permit to rent the property at 77 West Plaza, also known as the Northside Bingo Hall, to bingo operators.

4. On or about February 24, 1978, BAILEY, SILBER and ADAMS, caused to be filed with the Office of the Dade County Tax Collector sworn applications for bingo operator's permits to conduct bingo games at the Northside Bingo Hall in the names of the Brownsville Improvement Association, Brownsville NAACP Youth Council, the Hialeah Senior Citizens and the Pride of Perrine Masons. Said permits expired in September of 1978. On or about September 22, 1978 BAILEY, SILBER, and ADAMS, caused to be filed with the Office of

the Dade County Tax Collector sworn applications for bingo operators' permits to conduct bingo games at the Northside Bingo Hall in the names of the Brownsville Improvement Association, Brownsville NAACP Youth Council, the Hialeah Senior Citizens and the Pride of Perrine Masons.

5. BAILEY AND SILBER, through Northside Amusements, Inc., employed and paid Ophelia Ashley, James Bailey, Joseph Caldwell, CYRIL FAGIN, Martin Parker and Roy St. Pierre to conduct the bingo games at Northside Bingo Hall in the names of charitable organizations. BAILEY and SILBER required Ophelia Ashley, James Bailey, Joseph Caldwell, Cyril Fagin, Martin Parker and Roy St. Pierre, who were involved in the actual conduct of bingo games, to become members of the charities, in order that those persons would have the appearance of being bona fide members of the charities engaged to sponsor the bingo games.

6. Between the 1st day of March, 1977 and the 6th day of June, 1979, bingo games were conducted at the Northside Bingo Hall. In these bingo games persons whose names are unknown to the State Attorney risked money or other things of value for the chance of getting money or property of greater value upon the happening of an uncertain event.

7. Between June 6, 1979, ADAMS attempted to use his influence to amend or change the Dade County bingo ordinance, Ordinance No. 75-50, enacted July 2, 1975, in a manner which would abolish the requirement to use paper bingo cards for the bingo games conducted at the Northside Bingo Hall for the purpose of increasing the profits at the bingo hall.

8. Between the 24th day of February, 1978, and the 6th day of June, 1979, ADAMS was paid cash money from the bingo games.

being in violation of Section 777.04, Florida Statutes, contrary to the form of the Statute in such cases made and provided, to the evil example of all others, and against the peace and dignity of the State of Florida.

COUNT II

And JANET RENO, State Attorney of the Eleventh Judicial Circuit of Florida, prosecuting for the State of Florida, in the County of Dade, under oath, information makes that NEAL ADAMS (hereafter ADAMS), FRED BAILEY (hereafter BAILEY), and CALVIN SILBER (hereafter SILBER), beginning on or about the 1st day of March, 1977, and continuing through the 6th day of June, 1979, in the County and State aforesaid, did wilfully, knowingly, and unlawfully agree, conspire, combine, or confederate with each other to violate the laws of the State of Florida, to-wit: to aid or assist in the setting up, promoting or conducting of a lottery or lottery drawing or be interested in or connected with a lottery or lottery drawing commonly known as Bingo games, conducted, in a manner not authorized by law, for money or other things of value, that is on or before March 1, 1977, BAILEY and SILBER, acting through Northside Amusements, Inc., a corporation they created and controlled, entered into an agreement, understanding, or common plan with ADAMS, acting through the Brownsville Improvement Association, an organization controlled by ADAMS to conduct bingo games not authorized by law, for a period of five years, at the Northside Bingo Hall, in violation of Section 849.09, Florida Statutes, as evidenced by but not limited to the following:

1. Northside Amusements, Inc., subleased the Northside Bingo Hall to the Brownsville Improvement Association. BAILEY executed the lease on behalf of Northside Amusements, Inc. ADAMS executed the lease on behalf of the Brownsville Improvement Association.

Under the terms of the lease the Brownsville Improvement Association agreed to pay rent in excess of \$100,000 per year to the Northside Amusements, Inc., for a total of over \$500,000.00 during the entire term of the five year lease.

2. On or about March 1, 1977, and continuing through June 6, 1979, BAILEY, SILBER and ADAMS, acting through the Brownsville Improvement Association, maintained leases with charitable organizations to sponsor bingo games on various days at the Northside Bingo Hall so that the conduct of bingo games in the charities' names would have the appearance of being conducted or sponsored by organizations lawfully permitted to conduct or sponsor bingo games.

3. On or about February 10, 1978, and again on or about September 22, 1978, BAILEY, on behalf of Northside Amuse-

ments, Inc., filed with the Office of the Dade County Tax Collector a sworn application for a Bingo Owner and/or Lessor's Permit to rent the property at 77 West Plaza, also known as the Northside Bingo Hall, to bingo operators.

4. On or about February 24, 1978, BAILEY, SILBER and ADAMS, caused to be filed with the Office of the Dade County Tax Collector sworn applications for bingo operator's permits to conduct bingo games at the Northside Bingo Hall in the names of the Brownsville Improvement Association, Brownsville NAACP Youth Council, the Hialeah Senior Citizens and the Pride of Perrine Masons. Said permits expired in September of 1978. On or about September 22, 1978 BAILEY, SILBER, and ADAMS, caused to be filed with the Office of the Dade County Tax Collector sworn applications for bingo operators' permits to conduct bingo games at the Northside Bingo Hall in the names of the Brownsville Improvement Association, Brownsville NAACP Youth Council, the Hialeah Senior Citizens and the Pride of Perrine Masons.

5. BAILEY and SILBER, through Northside Amusements, Inc., employed and paid Ophelia Ashley, James Bailey, Joseph Caldwell, CYRIL FAGIN, Martin Parker and Roy St. Pierre to conduct the bingo games at Northside Bingo Hall in the names of charitable organizations. BAILEY and SILBER required Ophelia Ashley, James Bailey, Joseph Caldwell, Cyril Fagin, Martin Parker and Roy St. Pierre, who were involved in the actual conduct of bingo games, to become members of the charities, in order that those persons would have the appearance of being bona fide members of the charities engaged to sponsor the bingo games.

6. Between the 1st day of March, 1977 and the 6th day of June, 1979, bingo games were conducted at the Northside Bingo Hall. In these bingo games persons whose names are unknown to the State Attorney risked money or other things of value for the chance of getting money or property of greater value upon the happening of an uncertain event.

7. Between June 6, 1979, ADAMS attempted to use his influence to amend or change the Dade County bingo ordinance, Ordinance No. 75-50, enacted July 2, 1975, in a manner which would abolish the requirement to use paper bingo cards for the bingo games conducted at the Northside Bingo Hall for the purpose of increasing the profits at the bingo hall.

8. Between the 24th day of February, 1978, and the 6th day of June, 1979, ADAMS was paid cash money from the bingo games.

being in violation of Section 777.04, Florida Statutes, contrary to the form of the Statute in such cases made and provided, to the evil example of all others, and against the peace and dignity of the State of Florida.

COUNT III

And JANET RENO, State Attorney of the Eleventh Judicial Circuit of Florida, prosecuting for the State of Florida, in the County of Dade, under oath, further information makes that NEAL ADAMS, FRED BAILEY, CYRIL FAGIN, and CALVIN SILBER, as part of a common scheme or plan, beginning on or about the 1st day of March, 1977 and continuing through the 6th day of June, 1979, in the County and State aforesaid, did unlawfully, feloniously, and knowingly aid or assist in the setting up, promoting, or conducting of a lottery or lottery drawing, or were interested in or connected with a lottery or lottery drawing, for money or other things of value, that is on or before March 1, 1977, BAILEY and SILBER, acting through Northside Amusements, Inc., a corporation they created and controlled, entered into an agreement, understanding, or common plan with ADAMS, acting through the Brownsville Improvement Association, an organization controlled by ADAMS, to conduct bingo games not authorized by law, for a period of five years, at the Northside Bingo Hall, as evidenced by but not limited to the following:

1. Northside Amusements, Inc., subleased the Northside Bingo Hall to the Brownsville Improvement Association. BAILEY executed the lease on behalf of Northside Amusements, Inc. ADAMS executed the lease on behalf of the Brownsville Improvement Association.

Under the terms of the lease the Brownsville Improvement Association agreed to pay rent in excess of \$100,000 per year to the Northside Amusements Inc., for a total of over \$500,000.00 during the entire term of the five year lease.

2. On or about March 1, 1977, and continuing through June 6, 1979, BAILEY, SILBER and ADAMS, acting through the Brownsville Improvement Association, maintained leases with charitable organizations to sponsor bingo games on various days at the Northside Bingo Hall so that the conduct of bingo games in the charities' names would have the appearance of being conducted or sponsored by organizations lawfully permitted to conduct or sponsor bingo games.

3. On or about February 10, 1978, and again on or about September 22, 1978, BAILEY, on behalf of Northside Amusements, Inc., filed with the Office of the Dade County Tax Collector a sworn application for a Bingo Owner and/or Lessor's Permit to rent the property at 77 West Plaza, also known as the Northside Bingo Hall, to bingo operators.

4. On or about February 24, 1978, BAILEY, SILBER and ADAMS, caused to be filed with the Office of the Dade County Tax Collector sworn applications for bingo operator's permits to conduct bingo games at the Northside Bingo Hall in the names of the Brownsville Improvement Association, Brownsville NAACP Youth Council, the Hialeah Senior Citizens and the Pride of Perrine Masons. Said permits expired in September of 1978. On or about September 22, 1978 BAILEY, SILBER, and ADAMS, caused to be filed with the Office of the Dade County Tax Collector sworn applications for bingo operators' permits to conduct bingo games at the Northside Bingo Hall in the names of the Brownsville Improvement Association, Brownsville NAACP Youth Council, the Hialeah Senior Citizens and the Pride of Perrine Masons.

5. BAILEY and SILBER, through Northside Amusements, Inc., employed and paid Ophelia Ashley, James Bailey, Joseph Caldwell, CYRIL FAGIN, Martin Parker and Roy St. Pierre to conduct the bingo games at Northside Bingo Hall in the names of charitable organizations. BAILEY and SILBER required Ophelia Ashley, James Bailey, Joseph Caldwell, Cyril Fagin, Martin Parker and Roy St. Pierre, who were involved in the actual conduct of bingo games, to become members of the charities, in order that those persons would have the appearance of being bona fide members of the charities engaged to sponsor the bingo games.

6. Between the 1st day of March, 1977 and the 6th day of June, 1979, bingo games were conducted at the Northside Bingo Hall. In these bingo games persons whose names are unknown to the State Attorney risked money or other things of value for the chance of getting money or property of greater value upon the happening of an uncertain event.

7. Between June 6, 1979, ADAMS attempted to use his influence to amend or change the Dade County bingo ordinance, Ordinance No. 75-50, enacted July 2, 1975, in a manner which would abolish the requirement to use paper bingo cards for the bingo games conducted at the Northside Bingo Hall for the purpose of increasing the profits at the bingo hall.

8. Between the 24th day of February, 1978, and the 6th day of June, 1979, ADAMS was paid cash money from the bingo games.

being in violation of Section 849.09 Florida Statutes, contrary to the form of the Statute in such cases made and provided, to the evil example of all others, and against the peace and dignity of the State of Florida.

COUNT IV

And JANET RENO, State Attorney of the Eleventh Judicial Circuit of Florida, prosecuting for the State of Florida, in the County of Dade, under oath, further information makes that NEAL ADAMS, FRED BAILEY and CALVIN SILBER, beginning on or about the 31st day of August, 1977 and continuing through the 6th day of June, 1979, in the County and State aforesaid, did unlawfully and feloniously by themselves, their servants, clerks, agents, or the employees of Northside Amusements, Inc., have, keep, exercise, or maintain a gambling place, known as the Northside Bingo Hall, located at 77 West Plaza, Miami, Dade County, Florida, which gambling place was kept, exercised, or maintained at regular or frequent intervals by the said defendants for the purpose of gaming and gambling for money or other things of value with persons whose names are to the State Attorney unknown, in violation of Section 849.01, Florida Statutes, contrary to the form of the Statute in such cases made and provided, to the evil example of all others, and against the peace and dignity of the State of Florida.

COUNT V

And JANET RENO, State Attorney of the Eleventh Judicial Circuit of Florida, prosecuting for the State of Florida, in the County of Dade, under oath, further information makes that in furtherance of a common scheme or plan by NEAL ADAMS, FRED BAILEY, and CALVIN SILBER to commit the aforementioned crimes of: Conspiracy to Operate a Gambling Place; Conspiracy to Aid or Assist in Conducting a Lottery; Aiding or Assisting in Conducting a Lottery, and Operating a Gambling Place, that CYRIL FAGIN on various dates beginning on or about the 31st day of August, 1977 and continuing through the 6th day of June, 1979, in the County and State aforesaid, did unlawfully and feloniously as servant, clerk, agent or employee of Northside Amusements, Inc., have, keep, exercise, or maintain a gambling place known as the Northside Bingo Hall, located at 77 West Plaza, Miami, Dade County, Florida, which said gambling place was kept, exercised or maintained at regular or frequent intervals by the defendant for the purpose of gaming or gambling for money or other things of value with persons who are to the State Attorney unknown, in violation of Section 849.02, Florida Statutes, contrary to the form of the Statute in such cases made and provided, and against the peace and dignity of the State of Florida.

STATE OF FLORIDA:
COUNTY OF DADE:

Personally appeared before me, JANET RENO, State Attorney of the Eleventh Judicial Circuit of Florida, who, being first duly sworn, says that this prosecution is instituted in good faith and certifies that the State Attorney of the Eleventh Judicial Circuit of Florida has received testimony under oath from the material witness or witnesses for the offense, and the allegations as set forth in the foregoing Information, if true, would constitute the offense therein charged.

Janet Reno
State Attorney
Eleventh Judicial Circuit of Florida

Sworn to and subscribed before me this 15th day of November, 1979.

Richard P. Brinker, Clerk
Circuit Court of the Eleventh
Judicial Circuit of Florida, in
and for Dade County
By Linda Smith, D.C.

EXECUTIVE ORDER NUMBER 80-30 (SUSPENSION)

WHEREAS, on August 11, 1978, CYNTHIA BAKER, of Apartment Number 2, 310 Bay Run, Orlando, Florida was appointed and commissioned by the Governor as Notary Public; and

WHEREAS, CYNTHIA BAKER entered pleas of guilty to the felony offenses of forgery (3 counts) and uttering a forgery (3 counts) on May 14, 1979 in Seminole County and sale or delivery of meperidine (2 counts) on August 21, 1979 in Orange County; and

WHEREAS, it appears that it is in the best interest of the citizens of the State of Florida that CYNTHIA BAKER be suspended from the public office which she now holds, upon the constitutional grounds hereinafter set forth;

NOW, THEREFORE, I, BOB GRAHAM, Governor of the State of Florida, and pursuant to the Constitution and Laws of Florida, do hereby find, determine and allege, pursuant to Section 112.41, Florida Statutes:

(A) That CYNTHIA BAKER was appointed and commissioned as a Notary Public of the State of Florida on August 11, 1978.

(B) That CYNTHIA BAKER is, and at all times material hereto, was a "state officer" within the meaning of Article IV, Section 7, Florida Constitution (1968), to wit: Notary Public of the State of Florida.

(C) That CYNTHIA BAKER pled guilty to the felony offenses of forgery (3 counts) and uttering a forgery (3 counts) on May 14, 1979 in Seminole County and sale or delivery of meperidine (2 counts) on August 21, 1979 in Orange County. The offenses in Seminole County occurred on April 5, 1979. The

offenses in Orange County occurred on November 11 and 16, 1978. Copies of the charge to which she pled guilty are attached hereto.

(D) That CYNTHIA BAKER wrongfully used the credit card of another, which had been stolen by persons unknown, to charge other merchandise, in addition to that for which she was informed against, and was ordered by the Circuit Court to pay a total restitution of \$1,526.81 to MasterCard in an Order dated November 26, 1979.

(E) That the aforesaid acts constitute malfeasance and commission of a felony.

BEING FULLY ADVISED in the premises and in accordance with the Constitution and Laws of Florida, the following Executive Order is hereby promulgated, effective immediately:

1. That CYNTHIA BAKER be and is hereby suspended from the public office which she now holds, to wit: Notary Public of the State of Florida.

2. That CYNTHIA BAKER is hereby prohibited from performing any official act, duty, or function of said office and from receiving any compensation, emoluments, or privileges of public office during the period of this suspension, which period shall be from the effective date of this Order until further Executive Order or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, The Capitol, this 15th day of April 1980.

Bob Graham
Governor

ATTEST:
George Firestone
Secretary of State

IN THE CIRCUIT COURT FOR SEMINOLE
COUNTY, STATE OF FLORIDA
INFORMATION # M-79-401-CFA

THE STATE OF FLORIDA	COUNT I—FORGERY
VS.	COUNT II—UTTERING A
CYNTHIA ANN BAKER aka	FORGERY
CINDY BAKER aka	COUNT III—FORGERY
CINDY BROWN	COUNT IV—UTTERING A
	FORGERY
	COUNT V—FORGERY
	COUNT VI—UTTERING A
	FORGERY

IN THE NAME AND BY THE AUTHORITY OF THE STATE
OF FLORIDA:

DOUGLAS CHESHIRE, JR., State Attorney for the Eighteenth Judicial Circuit, prosecuting for the State of Florida in Seminole County, CHARGES that CYNTHIA ANN BAKER aka CINDY BAKER aka CINDY BROWN on the 5th day of April, 1979 in the said County and State, did falsely make, alter, forge or counterfeit an acceptance of a bill of exchange or promissory note for the payment of money, or a receipt for money, goods or other property or bill of lading or writing obligatory, a copy of which document is attached hereto and made a part hereof, with intent to injure or defraud Elizabeth Spears or Tod Karagins or divers other persons to said State Attorney unknown, in violation of Florida Statutes 831.01.

COUNT II

AND DOUGLAS CHESHIRE, JR., State Attorney for the Eighteenth Judicial Circuit, prosecuting for the State of Florida in Seminole County, further CHARGES that CYNTHIA ANN BAKER aka CINDY BAKER aka CINDY BROWN on the 5th day of April, 1979, in the said County and State did unlawfully utter and publish as true to Tod Karagins a false, forged or altered acceptance of a bill of exchange or promissory note for the payment of money, or a receipt for money, goods or other property, a copy of which document is attached hereto and made a part hereof, knowing the same to be false, forged, altered or counterfeited, with the intent then and there to injure or defraud Elizabeth Spears or Tod Karagins, or divers other persons to said State Attorney unknown, contrary to Section 831.02, Florida Statutes.

COUNT III

AND DOUGLAS CHESHIRE, JR., State Attorney for the Eighteenth Judicial Circuit, prosecuting for the State of Florida in Seminole County, further CHARGES that CYNTHIA ANN BAKER aka CINDY BAKER aka CINDY BROWN on the 5th day of April, 1979, in the said County and State did falsely make, alter, forge or counterfeit an acceptance of a bill of exchange or promissory note for the payment of money, or a receipt for money, goods or other property or bill of lading or writing obligatory, a copy of which document is attached hereto and made a part hereof, with intent to injure or defraud Elizabeth Spears or Michele Weidt or divers other persons to said State Attorney unknown, in violation of Florida Statute 831.01.

COUNT IV

AND DOUGLAS CHESHIRE, JR., State Attorney for the Eighteenth Judicial Circuit, prosecuting for the State of Florida in Seminole County, further CHARGES that CYNTHIA ANN BAKER aka CINDY BAKER aka CINDY BROWN on the 5th day of April, 1979, in the said County and State did unlawfully utter and publish as true to Michele Weidt a false, forged or altered acceptance of a bill of exchange or promissory note for the payment of money, or a receipt for money, goods or other property, a copy of which document is attached hereto and made a part hereof, knowing the same to be false, forged, altered or counterfeited, with the intent then and there to injure or defraud Elizabeth Spears or Michele Weidt, or divers other persons to said State Attorney unknown, contrary to Section 831.02, Florida Statutes.

COUNT V

AND DOUGLAS CHESHIRE, JR., State Attorney for the Eighteenth Judicial Circuit, prosecuting for the State of Florida in Seminole County, further CHARGES that CYNTHIA ANN BAKER aka CINDY BAKER aka CINDY BROWN on the 5th day of April, 1979, in the said County and State did false make, alter, forge or counterfeit an acceptance of a bill of exchange or promissory note for the payment of money, or a receipt for money, goods or other property or bill of lading or writing obligatory, a copy of which document is attached hereto and made a part hereof, with intent to injure or defraud Elizabeth Spears or Phil Boyd, or divers other persons to said State Attorney unknown, in violation of Florida Statute 831.01.

COUNT VI

AND DOUGLAS CHESHIRE, JR., State Attorney for the Eighteenth Judicial Circuit, prosecuting for the State of Florida in Seminole County, further CHARGES that CYNTHIA ANN BAKER aka CINDY BAKER aka CINDY BROWN on the 5th day of April, 1979, in the said County and State did then and there unlawfully utter and publish as true to Phil Boyd a false, forged or altered acceptance of a bill of exchange or promissory note for the payment of money, or a receipt for money, goods or other property, a copy of which document is attached hereto and made a part hereof, knowing the same to be false, forged, altered or counterfeited, with the intent then and there to injure or defraud Elizabeth Spears or Phil Boyd, or divers other persons to said Attorney unknown, contrary to Section 831.02, Florida Statutes.

and against the peace and dignity of the State of Florida.

STATE OF FLORIDA
COUNTY OF SEMINOLE

Personally appeared before me DONALD L. MARBLESTONE
DESIGNATED ASSISTANT

State Attorney for the Eighteenth Judicial Circuit of Florida, who being first duly sworn, says that the allegations set forth in the foregoing INFORMATION are based upon facts that have been sworn to as true, and which, if true, would constitute the offense therein charged, and that he institutes this prosecution in good faith, and that he has received testimony taken under oath from material witness or witnesses for the offense.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 16th day of April, 1979.

Sandra L. Maisak
NOTARY PUBLIC AT LARGE

Donald L. Marblestone
Designated Assistant State Attorney for
DOUGLAS CHESHIRE, JR., State Attorney
Eighteenth Judicial Circuit of Florida

EVIDENCE

SALES SLIP BANK COPY

EVIDENCE

MERCHANT COPY

DATE		AUTH NO		IDENTIFICATION		ELIG		MICRPT		TYPE	
QTY		CLASS		IN STOCK		PRICE		AMOUNT		SEND	
1		4345	8 1/2 D					24	9.		
1		Bone							59		
3		Socks						3	75		
219		Cleaner						1	58		
TAX CONTINUED								SUM TOTAL		30 79	
x <i>Beth A. Spears</i>								TAX		1 23	
CASH ON HAND								TOTAL		32 02	
CURRENCY CONVERTER: UNITED STATES DOLLAR											
DATE								DATE		AMOUNT	

IN THE CIRCUIT COURT FOR ORANGE COUNTY, STATE OF FLORIDA

THE STATE OF FLORIDA INFORMATION #CR79-604
VS. DIVISION 10
CINDY BAKER SALE OR DELIVERY OF
MEPERIDINE, A CONTROL-
LED SUBSTANCE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that CINDY BAKER on the 16th day of November, 1978 in said County and State, did, in violation of Florida Statute 893.13(1)(a)1 sell or deliver a controlled substance, to-wit: Meperidine, a substance controlled by Florida Statute 893.03 (2)(b).

IN THE CIRCUIT COURT FOR ORANGE COUNTY, STATE OF FLORIDA

THE STATE OF FLORIDA INFORMATION #CR79-603
VS. DIVISION 10
CINDY BAKER aka SALE OR DELIVERY OF
MEPERIDINE, A CONTROL-
LED SUBSTANCE

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

ROBERT EAGAN, State Attorney of the Ninth Judicial Circuit prosecuting for the State of Florida in Orange County, CHARGES that CINDY BAKER also known as CINDY BROWN and on the 11th day of November, 1978 in said County and State, did, in violation of Florida Statute 893.13(1)(a)1 sell or deliver a controlled substance, to-wit: Meperidine, a substance controlled by Florida Statute 893.03(2)(b).

—which were referred to the Committee on Executive Business.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 611.

Allen Morris, Clerk

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed SB 454.

Allen Morris, Clerk

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed SB 312.

Allen Morris, Clerk

The bills contained in the above messages were ordered enrolled.

Special Ceremony

The President introduced Secretary of State George Firestone and invited him to the rostrum with a special guest. Secretary Firestone introduced Mr. Yuval Metser, Consul General of Israel who brought greetings from his country and presented a book entitled "Peace" to President Lewis, explaining that the book was a compilation of the peace agreements reached between Israel, Egypt and the United States. Mr. Metser also presented to the State of Florida a laminated copy of the Dead Sea Scrolls and announced the piece would be part of a traveling art exhibit from Israel which would be displayed in various Florida cities in the near future.

On motion by Senator Barron, the rules were waived by unanimous consent and the Senate reverted to Introduction for the purpose of introducing the following concurrent resolution out of order:

INTRODUCTION

By Senator Barron—

SCR 1079—A concurrent resolution saluting and commending all secretaries in the State of Florida.

—which was read the first time in full. On motions by Senator Barron, by two-thirds vote SCR 1079 was placed on the calendar and by two-thirds vote read the second time by title, unanimously adopted, and certified to the House.

On motion by Senator Barron, the rules were waived and SCR 1079 was ordered immediately certified to the House.

The following Senators were recorded as co-introducers of SCR 1079: Anderson, Beard, Carlucci, Chamberlin, Don Childers, W. D. Childers, Dunn, Fechtel, Frank, Gordon, Gorman, Grizzle, Hair, Henderson, Hill, Holloway, Jenne, Johnston, Lewis, MacKay, Maxwell, McClain, McKnight, Myers, Neal, Peterson, Poole, Scarborough, Scott, Skinner, Steinberg, Stuart, Thomas, Tobiassen, Trask, Vogt, Ware, Williamson and Winn.

On motion by Senator Barron, the schedule for the week of April 28 as distributed was adopted.

SPECIAL ORDER

SB 29—A bill to be entitled An act relating to community colleges; requiring that a specified portion of athletic scholarships awarded by public community colleges be awarded to persons who graduated from public or nonpublic secondary schools in the state; providing an effective date.

—was read the second time by title.

Senator Maxwell moved the following amendment:

Amendment 1—On page 1, line 15, after the period (.) insert: This provision shall not apply to persons who have received scholarships or signed letters of intent prior to the effective date of this act; provided further this act shall not apply to scholarships funded by non-public sources.

Senator Tobiassen moved the following substitute amendment which failed:

Amendment 2—On page 1, line 15, after the period (.) insert: This provision shall not apply to any person who has received a scholarship and who has completed 1 year of eligibility thereunder prior to the effective date of this act.

Amendment 1 was adopted.

Senator Maxwell moved the following amendment which was adopted:

Amendment 3—On page 1 in title, line 7, after the semicolon insert: providing exceptions;

On motion by Senator Tobiassen, by two-thirds vote SB 29 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Fecht	Jenne	Skinner
Anderson	Frank	Johnston	Steinberg
Barron	Gordon	McClain	Thomas
Beard	Gorman	McKnight	Tobiassen
Carlucci	Grizzle	Myers	Trask
Chamberlin	Hair	Peterson	Vogt
Childers, D.	Henderson	Poole	Ware
Childers, W. D.	Hill	Scarborough	Williamson
Dunn	Holloway	Scott	Winn

Nays—3

MacKay Maxwell Stuart

Vote after roll call:

Yea—Neal

SB 300—A bill to be entitled An act relating to budget system procedures; amending s. 216.141(6), Florida Statutes; providing that data processing equipment used in implementing such procedures within the State of Florida Accounting System be transferred to an agency within the executive branch of state government no later than July 1, 1982; providing a retroactive effective date.

—was read the second time by title. On motion by Senator Dunn, by two-thirds vote SB 300 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Frank	MacKay	Steinberg
Anderson	Gordon	Maxwell	Stuart
Barron	Gorman	McClain	Thomas
Beard	Grizzle	McKnight	Tobiasen
Carlucci	Hair	Myers	Trask
Chamberlin	Henderson	Peterson	Vogt
Childers, D.	Hill	Poole	Ware
Childers, W. D.	Holloway	Scarborough	Williamson
Dunn	Jenne	Scott	Winn
Fechtel	Johnston	Skinner	

Nays—None

Vote after roll call:

Yea—Neal

SB 351—A bill to be entitled An act relating to the regulation of landscape architecture; creating s. 481.306, Florida Statutes; authorizing the Board of Landscape Architecture to adopt certain rules regulating the practice of landscape architecture; amending ss. 481.323(1)(b), 481.329(4), (5), Florida Statutes; deleting designation as "landscape designer" from prohibited acts under chapter 481, Florida Statutes; providing an effective date.

—was read the second time by title. On motion by Senator Peterson, by two-thirds vote SB 351 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Frank	Maxwell	Stuart
Anderson	Gordon	McClain	Thomas
Barron	Gorman	McKnight	Tobiasen
Beard	Grizzle	Myers	Trask
Carlucci	Hair	Peterson	Vogt
Chamberlin	Henderson	Poole	Ware
Childers, D.	Holloway	Scarborough	Williamson
Childers, W. D.	Jenne	Scott	Winn
Dunn	Johnston	Skinner	
Fechtel	MacKay	Steinberg	

Nays—None

Vote after roll call:

Yea—Neal

SB 367—A bill to be entitled An act relating to conveyances of land and declarations of trust; amending s. 689.06, Florida Statutes; deleting provision requiring conveyances of trust estates to be under seal; providing an effective date.

—was read the second time by title. On motion by Senator Hair, by two-thirds vote SB 367 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Frank	MacKay	Steinberg
Anderson	Gordon	Maxwell	Stuart
Barron	Gorman	McClain	Thomas
Beard	Grizzle	McKnight	Tobiasen
Carlucci	Hair	Myers	Trask
Chamberlin	Henderson	Peterson	Vogt
Childers, D.	Hill	Poole	Ware
Childers, W. D.	Holloway	Scarborough	Williamson
Dunn	Jenne	Scott	Winn
Fechtel	Johnston	Skinner	

Nays—None

SB 368—A bill to be entitled An act relating to notice of meetings or hearings of governmental boards, commissions, and agencies; requiring such notice to include advice relating to the preparation of a record upon which an appeal may be based; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations offered the following amendment which was moved by Senator Hair and adopted:

Amendment 1—On page 1, line 13, after the word "hearing" insert: , if notice of meeting or hearing is required,

On motion by Senator Hair, by two-thirds vote SB 368 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Fechtel	Jenne	Scott
Anderson	Frank	Johnston	Skinner
Barron	Gordon	MacKay	Steinberg
Beard	Gorman	Maxwell	Stuart
Carlucci	Grizzle	McClain	Trask
Chamberlin	Hair	McKnight	Vogt
Childers, D.	Henderson	Peterson	Ware
Childers, W. D.	Hill	Poole	Williamson
Dunn	Holloway	Scarborough	Winn

Nays—None

Votes after roll call:

Yea—Myers, Neal

SB 428—A bill to be entitled An act relating to health studios; amending s. 501.012(3), (6), Florida Statutes, and adding subsections (8)-(10) to said section; providing that contracts for the sale of health studio services be in writing; providing that health studios maintain a bond prior to opening and for 3 years thereafter; increasing the amount of such bond; providing that bond shall be obtained before an occupational license is issued; providing that a financial statement furnished in lieu of a bond be certified as true by the president or principal of the health studio; providing that a guaranty may be furnished in lieu of maintaining a bond; providing that the Department of Agriculture and Consumer Services shall decide whether information supplied in lieu of the bond is in compliance with the requirements of the law; providing penalties; providing for injunctive relief; providing for applicability; providing an effective date.

—was read the second time by title. On motion by Senator Ware, by two-thirds vote SB 428 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Fechtel	Johnston	Skinner
Anderson	Frank	MacKay	Steinberg
Barron	Gorman	Maxwell	Stuart
Beard	Grizzle	McClain	Thomas
Carlucci	Hair	McKnight	Tobiasen
Chamberlin	Henderson	Peterson	Trask
Childers, D.	Hill	Poole	Vogt
Childers, W. D.	Holloway	Scarborough	Ware
Dunn	Jenne	Scott	Williamson

Nays—None

Votes after roll call:

Yea—Myers, Neal

SB 440—A bill to be entitled An act relating to the place of filing in order to perfect a security interest; amending s. 679.401(1)(a), Florida Statutes; providing for the perfection of a security interest in certain farming related security transactions by filing with the clerk of the circuit court; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendments which were moved by Senator Barron and adopted:

Amendment 1—On page 1, line 19, strike "contract rights,"

Amendment 2—On page 1, line 21, strike "or consumer goods,"

Senator Barron moved the following amendments which were adopted:

Amendment 3—On page 2, lines 14-15, strike Section 2 and insert: (d) A financing statement or continuation statement filed on collateral described in paragraph (a) perfected only by filing with the Department of State during the period January 1, 1980 until the effective date of this act shall be effective as provided in s. 679.403; except that, said financing statement or continuation statement may be continued upon expiration by filing a new financing statement conforming to s. 680.109(4) in the office described in paragraph (a).

Section 2. This act shall take effect upon becoming a law.

Amendment 4—On page 1 in title, line 8, strike "providing an effective date" and insert: providing for the continuing perfection of a security interest previously filed with the Department of State; providing an effective date.

Amendment 5—On page 1, line 13, after "amended" insert and new paragraph (d) is added to said subsection

Amendment 6—On page 1 in title, line 4, after "Florida Statutes" insert: , and adding a new paragraph (d)

On motion by Senator Barron, by two-thirds vote SB 440 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Frank	MacKay	Steinberg
Anderson	Gordon	Maxwell	Stuart
Barron	Gorman	McClain	Thomas
Beard	Grizzle	McKnight	Tobiassen
Carlucci	Hair	Myers	Trask
Chamberlin	Henderson	Peterson	Vogt
Childers, D.	Hill	Poole	Ware
Childers, W. D.	Holloway	Scarborough	Williamson
Dunn	Jenne	Scott	Winn
Fecht	Johnston	Skinner	

Nays—None

Vote after roll call:

Yea—Neal

SB 445—A bill to be entitled An act relating to elections; amending s. 106.141(6), Florida Statutes; specifying the amounts certain candidates elected to public office may retain in their campaign accounts for office expenses; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil offered the following amendments which were moved by Senator Hair and adopted:

Amendment 1—On page 1, strike all of lines 11 through and including line 13 and insert: Section 1. Subsections (5) and (6) of section 106.141, Florida Statutes, are amended to read:

106.141 Disposition by candidates of surplus funds.—

(5) Any candidate required to dispose of funds pursuant to this section shall, at the option of the candidate, either

(a) Return prorata to each contributor the funds which have not been spent, or obligated to be spent, with respect to a campaign which has been conducted, or

(b) Donate the funds which have not been spent, or obligated to be spent, to a charity organization or organizations which meet the qualifications of s. 501(3)(c) of The Internal Revenue Code, with respect to a campaign which has been conducted, or

(c)(b) Give the funds which have not been spent, or obligated to be spent, with respect to a campaign which has been conducted,

1. In the case of a candidate for state office, to the state, to be deposited in the General Revenue Fund, or,

2. In the case of a candidate for an office of a political subdivision, to such political subdivision, to be deposited in the general fund thereof.

Amendment 2—On page 2, line 7, between "office." and "Any" insert: *The funds may be deposited in a savings account, however, all deposits, withdrawals, and interest earned thereon, shall be reported at the appropriate reporting period.*

Amendment 3—On page 2, line 23, between the word "funds" and the comma (,) insert: *to a charitable organization or organizations which meet the requirements of s. 501(3)(c) of the Internal Revenue Code or*

Amendment 4—On page 1, line 10, insert: Section 1. Section 106.1405, Florida Statutes, is amended to read:

106.1405 *Prohibition of use of campaign funds by candidates.—No candidate or spouse of a candidate shall draw a salary from the campaign account of such candidate or use funds on deposit in a campaign account to defray normal living expenses for himself or his family, other than expenses actually incurred for transportation, meals, or lodging by himself or a member of his family during travel in the course of his campaign. If a candidate or spouse of a candidate intends to draw a salary from the campaign account of such candidate or use funds on deposit in a campaign account to defray normal living expenses for himself or his family, other than expenses actually incurred for transportation, meals, and lodging by himself or a member of his family during travel in the course of the campaign, the candidate shall, within 30 days after January 1, 1978, or at the same time he appoints his treasurer and designates his campaign depository, whichever last occurs, file with the officer before whom he qualifies a statement that the candidate intends to use the funds for such purposes. Unless the statement of intent is filed at such time, the funds shall not be so used.*

Renumber subsequent sections.

Senator Trask presiding

Senator Jenne moved the following amendment which failed:

Amendment 5—Strike on page 1, line 18, "\$6,000", and line 21, "\$1,500" and insert: on page 1, line 18: ~~\$12,000~~ \$6,000 and on page 1, line 21: ~~\$3,000~~

Senator Tobiassen moved the following amendment:

Amendment 6—On page 2, line 28, strike "October 1, 1980" and insert: July 1, 1980

Senator Chamberlin moved the following substitute amendment which failed:

Amendment 7—On page 2, line 28, strike "October 1" and insert: December 1

Amendment 6 was adopted. The vote was:

Yeas—20

Carlucci	Grizzle	Neal	Thomas
Dunn	Henderson	Peterson	Tobiassen
Fecht	Holloway	Poole	Ware
Frank	Johnston	Scott	Williamson
Gordon	McKnight	Steinberg	Winn

Nays—14

Beard	Gorman	McClain	Trask
Chamberlin	Hair	Scarborough	Vogt
Childers, D.	Hill	Skinner	
Childers, W. D.	Jenne	Stuart	

The Committee on Judiciary-Civil offered the following amendment which was moved by Senator Hair and adopted:

Amendment 8—On page 1 in title, lines 2-7, strike all of lines 2 through and including line 7 and insert: An act relating to elections; amending s. 106.1405, Florida Statutes; prohibiting the use of campaign contributions to pay a salary to a candidate or spouse; prohibiting use of such contributions to defray certain living expenses; amending s. 106.141(5), (6), Florida Statutes; specifying method of disposition by candidates of surplus funds; specifying the amounts certain candidates elected to public office may retain in their campaign accounts for office expenses; authorizing deposit of certain funds in savings accounts; authorizing persons who have retained certain funds to donate such funds to a charitable organization or organizations upon leaving public office; providing an effective date.

The President presiding

On motion by Senator Hair, by two-thirds vote SB 445 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gordon	Maxwell	Steinberg
Anderson	Gorman	McClain	Stuart
Barron	Grizzle	McKnight	Thomas
Beard	Hair	Myers	Tobiasen
Carlucci	Henderson	Neal	Trask
Chamberlin	Hill	Peterson	Vogt
Childers, W. D.	Holloway	Poole	Ware
Dunn	Jenne	Scarborough	Williamson
Fechtcl	Johnston	Scott	Winn
Frank	MacKay	Skinner	

Nays—1

Childers, D.

SB 503—A bill to be entitled An act relating to bridge designation; designating and naming the bridge on U.S. Highway 1 in Monroe County at Long Key as the Dante B. Fascell Bridge; providing for appropriate markers to be erected by the Department of Transportation; providing an effective date.

—was read the second time by title. On motion by Senator Holloway, by two-thirds vote SB 503 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Frank	MacKay	Steinberg
Anderson	Gordon	Maxwell	Stuart
Barron	Gorman	McClain	Thomas
Beard	Grizzle	McKnight	Tobiasen
Carlucci	Hair	Myers	Trask
Chamberlin	Henderson	Neal	Vogt
Childers, D.	Hill	Peterson	Ware
Childers, W. D.	Holloway	Scarborough	Winn
Dunn	Jenne	Scott	
Fechtcl	Johnston	Skinner	

Nays—None

Votes after roll call:

Yea—Poole, Williamson

SB 517—A bill to be entitled An act relating to endangered plants and threatened plants; amending s. 581.185(2), (3), Florida Statutes; adding plants to the endangered plants list; deleting plants from, and adding plants to, the threatened plant list; transferring certain plants from the threatened plant list to the endangered plant list; providing penalties; providing an effective date.

—was read the second time by title. On motion by Senator Peterson, by two-thirds vote SB 517 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Frank	McClain	Stuart
Anderson	Gordon	McKnight	Thomas
Barron	Gorman	Myers	Tobiasen
Beard	Hair	Neal	Trask
Carlucci	Henderson	Peterson	Vogt
Chamberlin	Hill	Poole	Ware
Childers, D.	Jenne	Scarborough	Winn
Childers, W. D.	Johnston	Scott	
Dunn	MacKay	Skinner	
Fechtcl	Maxwell	Steinberg	

Nays—None

Vote after roll call:

Yea—Williamson

By the Committee on Commerce—

CS for SB 580—A bill to be entitled An act relating to insurance; amending s. 628.401(1), (3), and (4), Florida Statutes; deleting references to interest rates on loans to domestic stock or mutual insurers for certain purposes; requiring prior approval of the loan agreement; providing for conditional repeal; providing an effective date.

—was read the first time by title and SB 580 was laid on the table.

On motions by Senator McClain, by two-thirds vote CS for SB 580 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Frank	Maxwell	Thomas
Anderson	Gordon	McClain	Tobiasen
Barron	Gorman	McKnight	Trask
Beard	Grizzle	Neal	Vogt
Carlucci	Hair	Peterson	Ware
Chamberlin	Henderson	Scarborough	Williamson
Childers, D.	Hill	Scott	Winn
Childers, W. D.	Jenne	Skinner	
Dunn	Johnston	Steinberg	
Fechtcl	MacKay	Stuart	

Nays—None

On motion by Senator Henderson, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Philip D. Lewis, President

I am directed to inform the Senate that the House of Representatives has passed HB 25 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Ewing and Bell—

HB 25—A bill to be entitled An act relating to health facilities; amending s. 154.205(8), Florida Statutes, 1978 Supplement; including certain entities authorized to provide life care services within the definition of "health facility"; amending s. 154.245, Florida Statutes, 1978 Supplement; exempting portions of life care facilities from certificate of need requirements; providing an effective date.

—was read the first time by title and on motion by Senator Henderson, the rules were waived and HB 25 was placed on the calendar.

SPECIAL ORDER, continued

SB 7 was read the second time by title and on motion by Senator Henderson, HB 25, a companion measure, was substituted for SB 7.

On motions by Senator Henderson, by two-thirds vote HB 25 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Barron	Henderson	Neal	Thomas
Chamberlin	Holloway	Peterson	Tobiasen
Childers, W. D.	Jenne	Poole	Trask
Dunn	Johnston	Scarborough	Williamson
Fecht	MacKay	Scott	Winn
Gordon	McClain	Skinner	
Gorman	McKnight	Steinberg	
Grizzle	Myers	Stuart	

Nays—9

Mr. President	Carlucci	Hill	Vogt
Anderson	Childers, D.	Maxwell	
Beard	Frank		

SB 7 was laid on the table.

Senator Johnston moved that the Senate reconsider the vote by which HB 25 passed this day.

The motion was placed on the calendar for consideration Wednesday, April 30.

On motion by Senator Barron, John Burton DeBord from the Gretchen Everhart School of Tallahassee was recognized as Page of the Week. Senator Barron stated that "Burt" was the first special education student to serve as a Senate page and that a resolution would be introduced and a copy sent to him and the school with hopes that others would be encouraged to serve the Senate in the future.

The President invited "Burt" to the rostrum.

INTRODUCTION

On motions by Senator Neal, the rules were waived by unanimous consent and the Senate reverted to Introduction for the purpose of introducing the following bills out of order:

By Senators Neal, Lewis, Anderson, Barron, Beard, Carlucci, Chamberlin, Don Childers, W. D. Childers, Dunn, Fechtel, Frank, Gordon, Gorman, Grizzle, Hair, Henderson, Hill, Holloway, Jenne, Johnston, MacKay, Maxwell, McClain, McKnight, Myers, Peterson, Poole, Scarborough, Scott, Skinner, Steinberg, Stuart, Thomas, Tobiasen, Trask, Vogt, Ware, Williamson and Winn—

SCR 1175—A concurrent resolution commending A. Werk Cook.

—which was read the first time in full. On motions by Senator Neal by two-thirds vote SCR 1175 was placed on the calendar and by two-thirds vote read the second time by title, adopted, and certified to the House. The vote on adoption was:

Yeas—39

Mr. President	Frank	Maxwell	Steinberg
Anderson	Gordon	McClain	Stuart
Barron	Gorman	McKnight	Thomas
Beard	Grizzle	Myers	Tobiasen
Carlucci	Hair	Neal	Trask
Chamberlin	Henderson	Peterson	Vogt
Childers, D.	Holloway	Poole	Ware
Childers, W. D.	Jenne	Scarborough	Williamson
Dunn	Johnston	Scott	Winn
Fecht	MacKay	Skinner	

Nays—None

SPECIAL ORDER, resumed

By Senator Neal—

SB 1192—A bill to be entitled An act relating to the State University System; naming South Hall at the University of South Florida/New College, Sarasota, Cook Hall in honor of A. Werk Cook; directing the University of South Florida/New College to erect suitable markers; providing an effective date.

—which was read the first time by title. On motions by Senator Neal, the rules were waived and by two-thirds vote SB 1192 was placed on the special order calendar.

On motions by Senator Neal, by two-thirds vote SB 1192 was read the second time by title and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Frank	MacKay	Skinner
Anderson	Gordon	Maxwell	Steinberg
Barron	Gorman	McClain	Stuart
Beard	Grizzle	McKnight	Thomas
Carlucci	Hair	Myers	Tobiasen
Chamberlin	Henderson	Neal	Trask
Childers, D.	Hill	Peterson	Vogt
Childers, W. D.	Holloway	Poole	Ware
Dunn	Jenne	Scarborough	Williamson
Fecht	Johnston	Scott	Winn

Nays—None

On motions by Senator Neal, the rules were waived and SB 1192 and SCR 1175 were ordered immediately certified to the House.

On motion by Senator Barron, the rules were waived and the Senate reverted to—

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Barron, the rules were waived and by two-thirds vote SB 545 was withdrawn from the Committee on Rules and Calendar and by two-thirds vote placed on the special order calendar.

SPECIAL ORDER, resumed

On motion by Senator Stuart, by unanimous consent—

SB 545—A bill to be entitled An act relating to the Greater Orlando Aviation Authority, Orange County; amending s. 10, chapter 57-1658, Laws of Florida, as amended; providing for the establishment by the Greater Orlando Aviation Authority of interest rates for revenue bonds issued for the authority; providing an effective date.

—was taken up out of order and read the second time by title.

Senator Stuart moved the following amendment which was adopted:

Amendment 1—On page 1, strike all of lines 24 through and including line 31 and insert: dated, and shall bear interest at such rate or rates not exceeding eight per centum (8%) per annum, shall mature at such time or times not exceeding forty (40) years from their date or dates, as may be determined by the authority, and may be made redeemable before maturity, at the option of the city, at such price or prices and under such terms and conditions as may be fixed by the authority prior to the issuance of the bonds. Bonds issued prior to June 1, 1984, shall bear interest from their date until paid at such rate or rates as may be determined by the authority to which no interest rate limitation shall be applicable. Bonds issued on or after June 1, 1984, shall bear interest from their date until paid at such rate or rates as may be determined by the authority not exceeding 10 percent per annum. The provisions of this section shall prevail over any conflicting provision of general or special law. The principal

On motion by Senator Stuart, by two-thirds vote SB 545 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Chamberlin	Fecht	Hair
Anderson	Childers, D.	Frank	Henderson
Beard	Childers, W. D.	Gorman	Jenne
Carlucci	Dunn	Grizzle	Johnston

MacKay	Poole	Stuart	Ware
Maxwell	Scarborough	Thomas	Williamson
McClain	Scott	Tobiassen	Winn
McKnight	Skinner	Trask	
Peterson	Steinberg	Vogt	

Nays—None

Votes after roll call:

Yeas—Barron, Holloway

On motion by Senator Stuart, the rules were waived and SB 545 after being engrossed was ordered immediately certified to the House.

CO-INTRODUCERS

Senators Hill and Beard—SB 273, SJR 274; Senators Frank, Maxwell, Scott, Stuart, Tobiassen, Jenne, Skinner, Poole, Williamson, Gordon—SB 539; Senator Grizzle—SB 151; Senator Chamberlin—SB 776; Senators Frank, McClain, Beard—SB 934; Senator Scott—SB 50; Senator Peterson—Senate Bills 114 and 319; Senator McClain—SB 185; Senator Henderson—SB 489; Senator McKnight—CS for SB 357; Senator Williamson—SB 644; Senator Frank—SB 241; Senator Carlucci—Senate Bills 40 and 101; Senators Trask, Lewis, Vogt, Tobiassen—SM 513; Senator Trask—SB 114; Senator Skinner—SB 278; Senators MacKay and Winn—SB 663; Senator Maxwell—SB 506; Senator Hill—SB 715

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 18 was corrected and approved as follows: Page 112, column 1, from bottom, line 23, after "Fraud" insert: as the Division of Public Assistance

The Journal of April 16 was corrected and approved.

The Journal of April 15 was corrected and approved as follows: Page 97, column 2, line 5, strike "544" and insert: 454

The Journal of April 9 was further corrected and approved as follows: Page 84, column 1, from bottom, strike line 18 and insert: —was read the first time by title and SB 345 was laid on the table. On motion by Senator W. D. Childers, by two-thirds vote CS for SB 345 was read the second time by title.

The Journal of April 8 was further corrected and approved as follows: Page 19, column 1, from bottom, between lines 6 and 7 insert: Proof of publication of the required notice was attached.

Page 55, column 2, line 20, before "for" insert: before the division of proceedings

Page 67, column 1, between lines 35 and 36 insert: The Committee on Commerce offered the following amendments which were moved by Senator W. D. Childers and adopted:

Page 68, column 1, from bottom, between lines 19 and 20 insert: Senator Carlucci moved the following amendment which was adopted:

On motion by Senator Barron, the Senate adjourned at 11:14 a.m. to convene at 8:30 a.m., Thursday, April 24, for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions.